

# AGENDA

Monday

June 19, 2017

**TOWN OF EASTHAM  
BOARD OF SELECTMEN AGENDA  
Monday, June 19, 2017  
5:00PM**

Location: Earle Mountain Room

**I. PUBLIC/SELECTMEN INFORMATION**

**II. PUBLIC HEARING**

5:05PM            Change of Class of Liquor License from Seasonal to Annual – William R. Stewart, Manager, woody's Eastham Lobster Pool dba Stewart's Seafood Restaurant and Tavern, 4380 State Highway, Eastham

**III. APPOINTMENTS**

5:10PM            Introduce Michael Lorencio, Finance Director/Assistant Town Administrator

5:15PM            Neil Andres, DPW Superintendent  
                      1. *Recycle Textiles* Mailer  
                      2. Revised Scope of *Pay as you Throw* Technical Assistance Grant

5:30PM            Proposed Beach Use Policy – Christine Mickle, Recreation & Beach Director

5:45PM            Water Project Update and Conservation Restrictions – Mark White and Ryan Trahan, Environmental Partners Group

*(Note: Other than public hearings, all times are approximate and items may be taken out of order.)*

**IV. LICENSING (all Licenses require votes and signatures)**

a. Transient Vendor Permits

**V. ADMINISTRATIVE MATTERS**

- a. Action/Discussion (votes may be taken)
1. Committee Appointments:
    - i. Thomas Gardner, Finance Committee, Term 1 July 1, 2017 – June 30, 2020
  2. Personnel Appointments -
    - i. National Park Service Law Enforcement
  3. Employee Status Change from Full Time to Special Municipal Employee – Ed Rohmer, IT Director
  4. Timothy Smith Fund – Transfer Payment of \$175
  5. Timothy Smith Loan Renewal Application – Michael Cabral, Wentworth Institute of Technology
  6. Request for a DRI to Cape Cod Commission (Property at 4615 State Highway)
  7. Tri Town MOU
  8. Orleans 2017 Fourth of July Celebration

**VI. TOWN ADMINISTRATOR'S REPORT**

## VII. OTHER BUSINESS

### Upcoming Meetings

<i>Wednesday, June 21, 2017</i>	<i>3:00p.m.</i>	<i>Earle Mountain Room</i>	<i>Work Session</i>
<i>Thursday, June 22, 2017</i>	<i>5:30p.m.</i>	<i>Cape Cod Resort, Hyannis</i>	<i>Joint Session</i>
<i>Thursday, July 6, 2017</i>	<i>3:00p.m.</i>	<i>Timothy Smith Room</i>	<i>Joint Session</i>

*The listing of matters includes those reasonably anticipated by the Chair that 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.*

*This meeting is video recorded and broadcast over Local Access Channel 18 and on the Town website at [www.eastham-ma.gov](http://www.eastham-ma.gov).*

*If you are deaf or hard of hearing or are a person with a disability who requires an accommodation, contact Laurie Gillespie-Lee, 5900 x3207*

# Public Hearing



Town of Eastham  
Board of Selectmen

The Board of Selectmen will hold a public hearing at the Town Hall, 2500 State Highway, Eastham, MA on Monday, June 19, 2017 at 5:05 pm to hear a petition to change the class of license #00036-RS-0364 from seasonal to annual by William R. Stewart, Manager of Woody's Eastham Lobster Pool dba Stewart's Seafood Restaurant and Tavern located at 4380 State Highway, Map 8, Parcel 146B.



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642-2544  
All departments 508-240-5900 • Fax 508-240-1291  
www.eastham-ma.gov

# Memorandum

TO: Board of Selectmen

FROM: Planning Department

DATE: June 12, 2017

RE: Stewart's – Change of Class All Alcoholic Beverages Restaurant Liquor License

Please find enclosed a request to change the class of license #00036-RS-0364 from seasonal to annual by William R. Stewart, Manager of Woody's Eastham Lobster Pool dba Stewart's Seafood Restaurant and Tavern located at 4380 State Highway, Map 8, Parcel 146B.

Please note:

- Completed application has been submitted
- State application fee has been received
- A public hearing has been advertised in the Cape Codder 6/2/17 issue
- Abutters have been notified via certified mail of the hearing

The Building Inspector, Fire Chief, Police Chief and Health Agent have been notified regarding this application. The applicant currently has Food Establishment and Common Victualler licenses. Health and Fire Department inspections were completed most recently in April 2017.

Should you approve this request, please sign the LLA Review Record where indicated. Thank you.

enc. ABCC license application  
ABCC Local Licensing Authority (LLA) Review Record  
Email from Chief Kulhawik regarding the application  
Email from Chief Farrenkopf regarding the application

## Cohen, Deborah

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**From:** Edward Kulhawik <ekulhawik@eastham-ma.gov>  
**Sent:** Monday, June 05, 2017 10:00 AM  
**To:** Cohen, Deborah  
**Subject:** RE: Stewart's liquor seasonal to annual

Deb:

I have no issue with this application.

Thanks

Chief Edward V. Kulhawik  
Eastham Police Department  
2550 State Highway  
Eastham, Mass. 02642

PH: 508-255-0551

FAX: 508-255-5412

FBINA SESSION #184



*"Leadership and learning are indispensable to each other."*

*John Fitzgerald Kennedy*

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**From:** Cohen, Deborah [mailto:[buildingdept@eastham-ma.gov](mailto:buildingdept@eastham-ma.gov)]

**Sent:** Thursday, June 1, 2017 9:01 AM

**To:** Kent , Farrenkopf <[kfarrenkopf@eastham-ma.gov](mailto:kfarrenkopf@eastham-ma.gov)>; Edward Kulhawik <[ekulhawik@eastham-ma.gov](mailto:ekulhawik@eastham-ma.gov)>; Thomas Wingard <[twingard@eastham-ma.gov](mailto:twingard@eastham-ma.gov)>; Jane Crowley <[jcrowley@eastham-ma.gov](mailto:jcrowley@eastham-ma.gov)>

**Subject:** Stewart's liquor seasonal to annual

Good morning all,

Stewart's has applied to change their liquor license over from seasonal to annual. The application is attached for review - if you have any comments, please send them to me to forward to Administration. Thank you!

Debbie Cohen  
Building and Planning Assistant  
Town of Eastham, 2500 State Highway, Eastham, MA 02642  
508 240 5900 x3231

## Cohen, Deborah

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**From:** Kent , Farrenkopf <kfarrenkopf@eastham-ma.gov>  
**Sent:** Thursday, June 01, 2017 9:41 AM  
**To:** Cohen, Deborah  
**Subject:** RE: Stewart's liquor seasonal to annual

Hello Deb,  
No issues with the Fire Department.  
Thanks,  
Kent

Chief Kent Farrenkopf  
**Eastham Fire Department**  
2520 State Highway  
Eastham, Massachusetts 02642  
774 212 2486 [C]  
508 255 2324 [W]  
[Kfarrenkopf@eastham-ma.gov](mailto:kfarrenkopf@eastham-ma.gov)



**From:** Cohen, Deborah [<mailto:buildingdept@eastham-ma.gov>]  
**Sent:** Thursday, June 01, 2017 9:01 AM  
**To:** Kent , Farrenkopf <kfarrenkopf@eastham-ma.gov>; Edward Kulhawik <ekulhawik@eastham-ma.gov>; Thomas Wingard <twingard@eastham-ma.gov>; Jane Crowley <jcrowley@eastham-ma.gov>  
**Subject:** Stewart's liquor seasonal to annual

Good morning all,

Stewart's has applied to change their liquor license over from seasonal to annual. The application is attached for review - if you have any comments, please send them to me to forward to Administration. Thank you!

Debbie Cohen  
Building and Planning Assistant  
Town of Eastham, 2500 State Highway, Eastham, MA 02642  
508 240 5900 x3231

ation on a lot less than 20,000 sf resulting in a site coverage ratio greater than 15% and a percentage of expansion greater than 2.5%. Vote may be taken.

**Case No. PB2017-17** – 16 Winterberry Lane, Map 20, Parcel 103. James Fish (Owner) seeks Site Plan Approval – Residential pursuant to Eastham Zoning By-Law Section IX D.2 (Residential Lot Intensity) and Section XIV (Site Plan Approval – Residential) for an alteration on a lot containing 20,000 sf or more where site coverage exceeds 3,000 sf. Vote may be taken.

**Case No. PB2017-18** – 35 Pilgrim's Path, Map 13, Parcels 241 and 241A. Finneran Family Irrevocable Trust (Owner) seeks Site Plan Approval – Residential pursuant to Eastham Zoning By-Law Section IX D.2 (Residential Lot Intensity) and Section XIV (Site Plan Approval – Residential) for additions and alterations on a lot containing 20,000 sf or more where site coverage exceeds 3,000 sf. Vote may be taken.

AD#13575228  
Cape Codder 6/2, 6/9/17

#### ZBA HEARINGS

**LEGAL NOTICE  
TOWN OF BREWSTER  
ZONING BOARD OF APPEALS  
NOTICE OF A PUBLIC HEARING**  
The Brewster Zoning Board of Appeals will hold a public hearing on **TUESDAY, June 13, 2017** beginning at 7:00 PM in the Brewster Town Office Building at 2198 Main Street, Brewster, MA. The following will be heard:  
**AGENDA**

**17-10 Stoffel, Diane**, represented by **Don Ziegler (builder)**, 50 Dennison Road, in the RM zoning district, Map 69 Lot 109, previously M 5 L 65. The applicant requests a Special Permit under MGL 40A-9 and Brewster Zoning Bylaw 179-25-B to demolish and rebuild a pre-existing nonconforming structure.

**17-11 Piscillo, Anthony**, 81 Maple Lane, in the RM zoning district, Map 125 Lot 69, previously M 29 L 66. The applicant request the following for a nonconforming structure: Special Permit under MGL 40A-9 and Brewster Zoning Bylaw 179-25-B proposed addition extending front setback and a Dimensional Variance under MGL 40A-9 and Brewster Zoning Bylaw 179 section 52 to locate proposed additions rear and side closer than the allowed 20 foot setback.

**17-12 The Family School**, 3570 Main Street, in the RM zoning district, Map 28 Lot 35-3, previously M 126 L 90. The applicant seeks a Variance under MGL 40A-9 and Brewster Zoning Bylaw 179-52 to increase sign size at same location.

This notice can also be viewed on the Massachusetts Newspaper Publishers Association's website (<http://masspublicnotices.org/>).

AD# 13571892  
Cape Codder 5/26, 6/2/17

for Food Trucks on 04/13/16 stating Food Trucks were not regulated by the Zoning Bylaws and Board of Selectmen shall govern the use and operation; in addition the ZBA approved site plan clearly showing the use and notice of such use was provided for 3 public hearings (Cont'd from 04/20/17 for Findings of Fact and Decision)

**17-16 Curtis Felix**, 2207 State Highway, Map 23, Parcel 1217: Appeal from Person Aggrieved: Building Official determined prior non-conforming sign violates current section VII signs. This is a pre-existing non-conforming sign, protected by both the SJC decision in Barron vs. Danvers and ZBA's decision 16-02 Special Permit to re-establish prior use (Continued from 04/20/17 for Findings of Fact and Decision)  
**Business Meeting Minutes**

AD#13572288  
Cape Codder 6/2, 6/9/17

**PL/PUBLIC HEARING 6/14/17  
LEGAL NOTICE  
TOWN OF BREWSTER  
PLANNING BOARD  
NOTICE OF PUBLIC HEARING**

The Brewster Planning Board will hold a public hearing on **WEDNESDAY, June 14, 2017**, beginning at 7:00 pm in the Brewster Town Office Building at 2198 Main Street, Brewster, MA. The following application will be heard:

**Special Permit Sign Application #2017-08:** Applicant/Owner: First Parish Brewster Unitarian Universalist. Representative: Karena Stroh for property located at 1969 Main Street and shown on Assessor's Map 67, Lot 1 in the R-M Zoning District. Pursuant to Brewster Zoning Bylaw §179-20.1.J, the Applicant is requesting an exception to the allowable square footage for signage for a Church or Religious Use for one sandwich board sign, 2' x 3' in size (two sandwich board signs 2' x 3' in size during the summer) to be displayed in front of the meetinghouse one week prior to events open to the public.

The application, plan and any additional materials submitted are available for viewing in the Planning Department at Town Hall Monday - Friday between the hours of 8:30 am and 4:00 pm. You may email comments to [brewplan@brewster-ma.gov](mailto:brewplan@brewster-ma.gov).

Brewster Planning Board  
Richard Judd, Chair  
5/26/17 and 6/2/17

This notice can also be viewed on the Massachusetts Newspaper Publishers Association's website (<http://masspublicnotices.org/>).

AD#13570405  
Cape Codder 5/26, 6/2/17

**Applicability filed by Leo Klevens.** Applicant proposes the installation of a pre-fab 8' by 10' shed at property located at 147 Sunset Ave. Map 19 Parcel 53.

**Request for Determination of Applicability filed by Sydney and Norman Abend.** Applicants propose removal of approximately 10 cubic yards of sand at property located at 195 Harmes Way, Map 01 Parcel 104.

AD#13575236  
Cape Codder 6/2/17

**HDC/ PUBLIC HEARING  
LEGAL NOTICE  
TOWN OF BREWSTER  
HISTORIC DISTRICT COMMITTEE  
PUBLIC HEARING**  
June 5, 2017

The Brewster Historic District Committee will hold a public hearing on **Monday, June 5, 2017 at 7:00 pm** to consider the following applications. Said hearing will be held at the Brewster Town Offices, 2198 Main Street, Brewster, MA 02631.

**H-6-17-94**  
Maureen Blundell & Kenneth Struglia, 29 Old Valley Road, Map 100 Lot 49 (Former Map 28 Lot 29-107)  
Six Foot Fence

**H-6-17-95**  
Marcia Galazzi (The Family School), 3572 Main Street, Map 126 Lot 90 (Former Map 28 Lot 35-2)  
Eight Foot Fence

**S-6-17-96**  
Stephan Brown (Owner)/Ryan Burch (Tenant), 2428 Main Street, Map 89 Lot 14 (Former Map 15 Lot 113-2)  
Sandwich Board Sign

**H-6-17-97**  
New Venture Holdings LLC., 44 Underpass Road, Map 78 Lot 117 (Former Map 15 Lot 156)  
Six Foot Fence

**And topics the Chair did not reasonably anticipate.**

AD# 13571900  
Cape Codder 5/26, 6/2/17

**LIC/4380 STATE HIGHWAY  
LEGAL NOTICE  
Town of Eastham  
Board of Selectmen**

The Board of Selectmen will hold a public hearing at the Town Hall, 2500 State Highway, Eastham, MA on Monday, June 19, 2017 at 5:05 pm to hear a petition to change the class of license #00036-RS-0364 from seasonal to annual by William R. Stewart, Manager of Woody's Eastham Lobster Pool, dba Stewart's Seafood Restaurant and Tavern located at 4380 State Highway, Map 8, Parcel 146B.

AD#13574729  
Cape Codder 6/2/17

also be brought up for discussion to the extent permitted by law.

AD#13575180  
Cape Codder 6/2, 6/9/17

**ZBA/PUBLIC HEARING 6/13/17  
LEGAL NOTICE  
TOWN OF BREWSTER  
ZONING BOARD OF APPEALS  
NOTICE OF A PUBLIC HEARING**

The Brewster Zoning Board of Appeals will hold a public hearing on **TUESDAY, June 13, 2017** beginning at 7:00 PM in the Brewster Town Office Building at 2198 Main Street, Brewster, MA. The following will be heard:  
**AGENDA**

**17-13 New Venture Holdings LLC.**, 44 Underpass Road, represented by Paul Van Steensel (owner), within the VB/CH zoning district. The applicant seeks a Variance under MGL 40A-9 and Brewster Zoning Bylaw 179-17 to install an eight (8) foot fence on the northern property line to meet a condition previously set under ZBA Special Permit #17-09.

This notice can also be viewed on the Massachusetts Newspaper Publishers Association's website (<http://masspublicnotices.org/>).

AD#13573611  
Cape Codder 6/2, 6/9/17

**12 BAMBI WAY & 48 TAR KILN RD  
LEGAL NOTICE  
TOWN OF ORLEANS  
PLANNING BOARD  
PUBLIC HEARING NOTICE**

The Orleans Planning Board will hold a Public Hearing on Tuesday, June 13, 2017 at 7:00 p.m. in the Nauset Meeting Room at the Orleans Town Hall, 19 School Road, Orleans, Massachusetts. The hearing is to consider a Definitive Subdivision Plan pursuant to the provisions of M.G.L. CH 41, Sec 81-T. The plan shows a 2-lot subdivision of properties located at **12 Bambi Way and 48 Tar Kiln Road** as shown on Assessor's Map 92, Parcels 14-0 and 14-1. The plan was prepared by J. M. O'Reilly & Associates, Inc., for **Rebecca San Giovanni**. Copies of the plan are available for viewing in the Orleans Planning Office, Orleans, MA, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

AD# 13569569  
Cape Codder 5/26, 6/2/17

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the right job or looking to fill a job  
**Wicked Local Jobs** will get the job done.

**Jobs**  
[wickedlocaljobs.com](http://wickedlocaljobs.com)

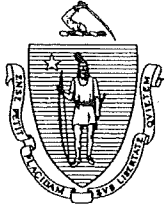
**Muscular Dystrophy Association**

**Where  
Hope Begins**

**MDA**

**1-800-FIGHT-MD**  
[www.mdausa.org](http://www.mdausa.org)





*The Commonwealth of Massachusetts*  
*Alcoholic Beverages Control Commission*  
239 Causeway Street  
Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)

Print Form

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION  
MONETARY TRANSMITTAL FORM**

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

ECRT CODE: RETA

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

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

CHECK NUMBER

8695

IF USED EPAY, CONFIRMATION NUMBER

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

00036-RS-0364

LICENSEE NAME

Woody's Eastham Lobster Pool dba Stewart's Seafood Restaurant and Tavern

ADDRESS

4380 State Highway

CITY/TOWN

Eastham

STATE

MA

ZIP CODE

02642

**TRANSACTION TYPE (Please check all relevant transactions):**

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

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

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



*The Commonwealth of Massachusetts*  
*Alcoholic Beverages Control Commission*  
239 Causeway Street  
Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)

**AMENDMENT APPLICATION FOR:**

**Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category**

*Please complete this entire application. If field does not apply to your situation, please write N/A.*

**1. NAME OF LICENSEE** (Business Contact)

WILLIAM R. STEWART

**ABCC License Number**

now 36-RS-0364  
036400036

**City/Town of Licensee**

EASTHAM

**2. APPLICATION CONTACT**

The application contact is required and is the person who will be contacted with any questions regarding this application.

**First Name:** WILLIAM

**Middle:** R

**Last Name:** STEWART

**Title:** Owner

**Primary Phone:** 978-502-1531

**Email:** buddhaboy42@gmail.com

**3. BUSINESS CONTACT**

Please complete this section ONLY if there are changes to the Licensee phone number, business address (corporate headquarters), or mailing address.

**Entity Name:** N/A

**Primary Phone:**

**Fax Number:**

**Alternative Phone:**

**Email:**

**Business Address (Corporate Headquarters)**

**Street Number:** N/A

**Street Name:**

**City/Town:**

**State:**

**Zip Code:**

**Country:**

**Mailing Address**

☐ Check here if your Mailing Address is the same as your Business Address

**Street Number:** N/A

**Street Name:**

**City/Town:**

**State:**

**Zip Code:**

**Country:**

### AMENDMENT APPLICATION FOR:

#### Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category

Please check the amendment that you are applying for and complete the corresponding section. Please refer to the requirements page for required documents.

<input type="checkbox"/> Change of Corporate Name This is the License Entity Name or the Business Contact	Last-Approved Corporate Name:	<input type="text"/>
	Requested New Corporate Name:	<input type="text"/>

<input type="checkbox"/> Change of DBA	Last-Approved DBA:	<input type="text"/>
	Requested New DBA:	<input type="text"/>

<input type="checkbox"/> Change of Corporate Structure LLC, Corporation, Sole Proprietor, etc	Last-Approved Corporate Structure	<input type="text"/>
	Requested New Corporate Structure	<input type="text"/>

<input type="checkbox"/> Change of License Category All Alcohol, Wine and Malt, Wine Malt and Cordials	Last-Approved License Category	<input type="text"/>
	Requested New License Category	<input type="text"/>

<input checked="" type="checkbox"/> Change of License Class Seasonal or Annual	Last-Approved License Class	<input type="text" value="Seasonal"/>
	Requested New License Class	<input type="text" value="Annual"/>

<input type="checkbox"/> Change of License Type* i.e. Restaurant to Club Package Store to Supermarket	Last-Approved License Type	<input type="text"/>
	Requested New License Type	<input type="text"/>

\*CAN NOT change from an  
on-premise to an off-premises  
license type.\*

### APPLICANT'S STATEMENT

I, WILLIAM R. STEWART the: ☒ sole proprietor; ☐ partner; ☐ corporate principal; ☐ LLC/LLP member  
Authorized Signatory

of STEWART'S SEAFOOD RESTAURANT & TAVERN, hereby submit this application for CHANGE OF CLASS  
Name of the Entity/Corporation Transaction(s) you are applying for

(hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

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

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

Signature:



Date:

5/15/2017

Title:

PRESIDENT

MINUTES OF SPECIAL MEETING  
OF BOARD OF DIRECTORS  
OF

The special meeting of the Board of Directors of Stewart's Bar Food Restaurant & Tavern Inc. (the "Corporation") was held on the date and time and at the place set forth in the written waiver of notice signed by all of the Directors, fixing such time and place, and prefixed to the minutes of this meeting.

There were present at the meeting William R. Stewart

being all the members of the Board of Directors.

The meeting was called to order by William R. Stewart, the President of the Corporation, who served as Chairperson of meeting, and the Secretary of the Corporation assumed the duties of Secretary of the meeting.

The Chairperson presented to the meeting a copy of an amendment to change Class of retail License, which had agreed to execute, and advised that it was appropriate to authorize the execution and performance thereof by the Corporation. Upon motion duly made, seconded and unanimously carried, it was

**RESOLVED**, that the terms, covenants and conditions of this amendment application between ABCC and the Corporation presented to the meeting be, and they hereby are, approved, and that a copy of said amendment application be annexed to the minutes the meeting, and that the officers of the Corporation hereby are authorized to execute and deliver said amendment application in the name and on behalf of the Corporation and to take such actions as may be necessary or advisable to perform the provisions of said amendment application

The Chairperson presented to the meeting a copy of an amendment for change of class which had agreed to execute and advised that it was appropriate to authorize the execution and performance thereof by the Corporation. Upon motion duly made, seconded and unanimously carried, it was

authorizing the amendment for change of class  
for our retail license.



RESOLVED, that the terms, covenants and conditions of this amendment application  
between ABCC and the Corporation presented to the meeting be,  
and they hereby are, approved, and that a copy of said amendment of change of class  
be annexed to the minutes the meeting, and that the officers of the Corporation hereby are  
authorized to execute and deliver said Amendment of Change of Class in the name and  
on behalf of the Corporation and to take such actions as may be necessary or advisable to  
perform the provisions of said Amendment of Change of Class

There being no further business to come before the meeting, upon motion duly made,  
seconded and unanimously carried, the meeting was adjourned.

Dated: 5/15/17

W. R. C.  
Secretary

WAIVER OF NOTICE OF SPECIAL MEETING  
OF BOARD OF DIRECTORS  
OF

We, the undersigned, being all of the Directors of Stewart's Booked  
Restaurants & Tavern, Inc. (the "Corporation"), hereby agree and consent that the special  
meeting of the Board of Directors of the Corporation be held on the date and time and at the place  
designated hereunder, and do hereby waive all notice whatsoever of such meeting and of any  
adjournment or adjournments thereof.

We do further agree and consent that any and all lawful business may be transacted at  
such meeting or at any adjournment or adjournments thereof, the Directors present may deem as  
advisable thereat. Any business transacted at such meeting or at any adjournment or adjournments  
thereof shall be as valid and legal and of the same force and effect as if such meeting or adjourned meet-  
ing were held after notice.

Place of Meeting: 4380 Rt 6 / State Hwy, Eastham, MA  
Date of Meeting: 5/4/17  
Time of Meeting: 4:00 pm

Dated: 5/15/17

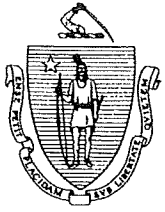
WRD  
Director

\_\_\_\_\_  
Director

**ADDITIONAL SPACE**

The following space is for any additional information you wish to supply or to clarify an answer you supplied in the application.

If referencing the application, please be sure to include the number of the question to which you are referring.



*The Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
239 Causeway Street  
Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)*

**AMENDMENT APPLICATION FOR:**

**Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category**

The following documentation is required as a part of your retail license amendment application.

*ABCC investigators reserve the right to request additional documents as a part of their investigation.*

**ALL AMENDMENTS REQUIRE:**

- ☒ Monetary Transmittal Form with \$200 fee  
You can PAY ONLINE or include a \$200 check made out to the ABCC
- ☒ Amendment Application (this packet)
- ☒ Vote of the Corporate Board  
A corporate vote authorizing all amendments being applied for, signed by an authorized signatory for the licensed entity
- ☐ Additional Documents Required by the Local Licensing Authority

RECEIVED

MAY 15 2017

BY: \_\_\_\_\_

**ADDITIONAL REQUIRED DOCUMENTS:**

**CHANGE OF CORPORATE NAME**

- ☐ Business Structure Documents  
If Proposed Licensee is applying as:
  - A Corporation or LLC - **Articles of Organization** from the Secretary of the Commonwealth
  - A Partnership - **Partnership Agreement**
  - Sole Proprietor - **Business Certificate**

**CHANGE OF DBA**

- ☐ Business Certificate

**CHANGE OF CORPORATE STRUCTURE**

- ☐ Business Structure Documents  
If Proposed Licensee is applying as:
  - A Corporation or LLC - **Articles of Organization** from the Secretary of the Commonwealth
  - A Partnership - **Partnership Agreement**
  - Sole Proprietor - **Business Certificate**

**CHANGE OF CLASS, CATEGORY, TYPE**

No additional requirements

# APPOINTMENTS





## TOWN OF EASTHAM

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2500 State Highway, Eastham, MA 02642  
*All Departments 508-240-5900*  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

Date: June 19, 2017

Memo To: Jacqui Beebe, Town Administrator

Memo From: Neil Andres, DPW Superintendent

Re: Recycle Committee Proposed Mailer and  
Scope of *Pay as You Throw* Technical Assistance Grant

---

Jacqui

I would like to review the attached with the Board of Selectmen at the June 19, 2017 meeting.

**Recycle Committee Proposed Mailer:**

Attached is a draft of a mailer that would be sent as a postcard to all households in Eastham using our DEP recycle grant. We should do at least one mailing a year to keep getting the grant. Previously the mailer was produced on rigid plastic.

We would like to schedule it to go out for the summer season.

**Scope of *Pay as You Throw* Technical Assistance Grant:**

The Recycling Committee is recommending that the Board of Selectmen do not implement this program at this time. The Committee would like to reassess the program and to utilize technical assistance for that review. Attached is the proposed scope of work for the project to review and evaluation of the program.

Neil

## RECYCLE TEXTILES, HELP THE ENVIRONMENT & SAVE TAX \$\$\$\$

Bag and recycle\* your clean, dry, unwanted clothing, household textiles, (even worn & torn items) soft toys and footwear in the trailer shown below. Eastham receives \$100/ton, which helps reduce our taxes!



**DROP IT  
HERE!**

**\*NOT ACCEPTABLE ITEMS: CARPETS • RUGS • MATTRESSES • OIL RAGS • WET OR MILDEWED ITEMS**

## MORE INFO ABOUT RECYCLING TEXTILES

**WHAT:** Old or new clothing, sheets, towels, belts, handbags, shoes and soft toys.

**HOW:** Recycle them by bagging clean, dry items and placing them in the textile trailer pictured on this card, located at the Eastham Transfer Station.

**WHY?** Approximately 6% of Eastham's trash (that's 167 tons) is made up of textiles and used clothing. The town pays over \$80 per ton to get rid of these textiles, whereas the town receives \$100/ton when we recycle them.

**WHAT'S NOT ACCEPTED:** Carpets, rugs, mattresses, oily rags, wet or mildewed items.

**MAKE THE MOVE:** Recycle your stuff, even if it is torn, worn or stained.

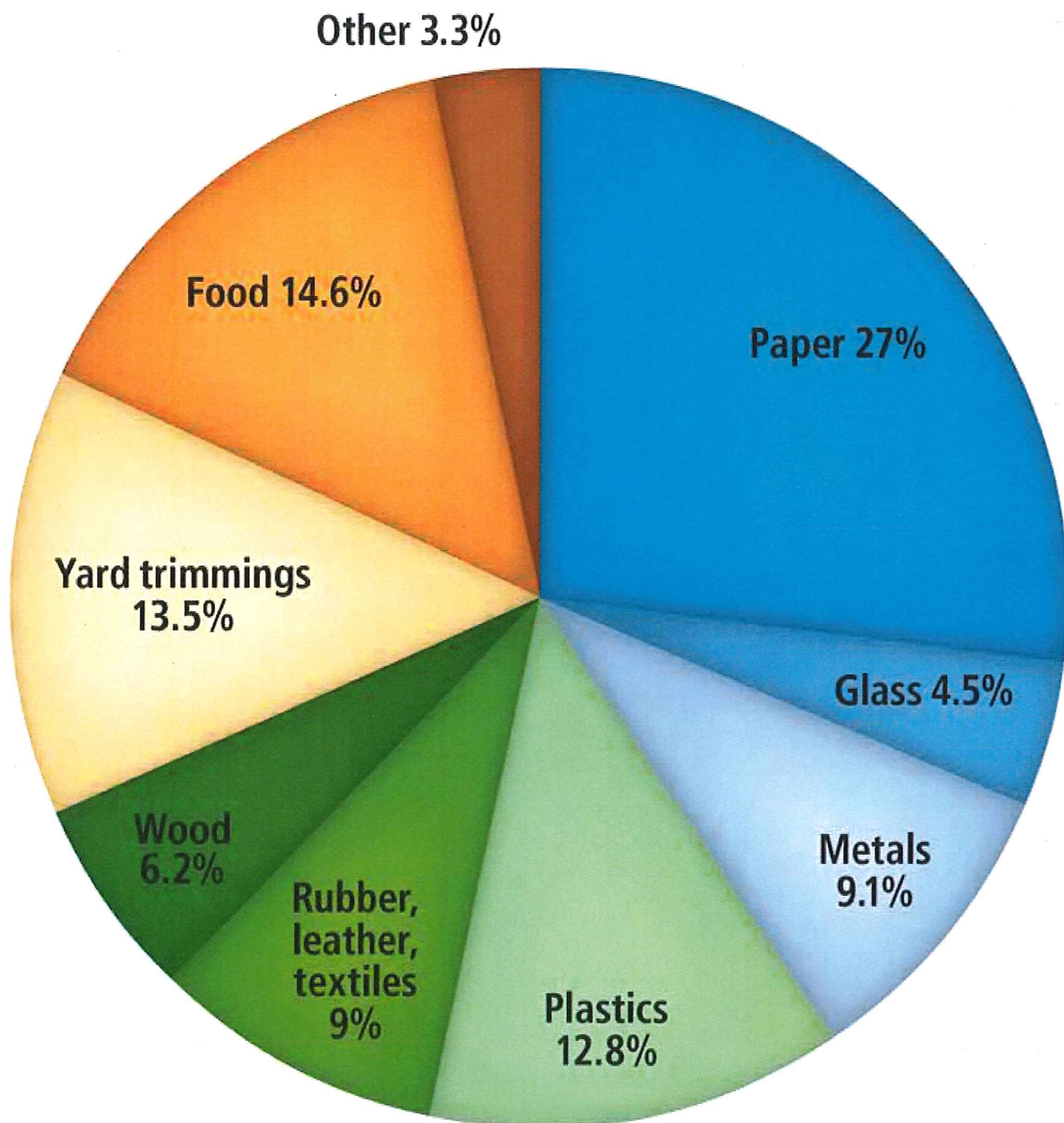
**YOU CAN HELP MAKE A DIFFERENCE!**

**WANT MORE INFORMATION?  
CALL 508 240 5970**





# Total MSW Generation by Material, 2013



**Massachusetts Department of Environmental Protection**  
**FY2017 In-Kind Technical Assistance Project**  
**For the Town of Eastham**  
**Scope of Work**  
*Revised June 6, 2017*

Municipal Assistance Coordinator from the Massachusetts Department of Environmental Protection (MassDEP), **Kari Parcell**, has been assigned to work with the **Town of Eastham** on the project titled "Pay-As-You-Throw (PAYT) Planning and Evaluation" as outlined in this Scope of Work. **Kari Parcell** shall spend a maximum of **80 hours** on this project. Work performed by **Kari Parcell** on this project will be completed by December 31, 2017.

**Project Summary:**

In 2013, the Town of Eastham's Recycling Committee evaluated the impact of switching to a Pay-As-You-Throw (PAYT) system for trash disposal. Despite being generally supportive of PAYT, the Committee recommended to the Board of Selectmen that the town should not implement the program but, instead, the Town should wait three years and then reassess the validity of the program when they had more results from neighboring towns with PAYT programs (Wellfleet and Brewster). Now, three years later, Eastham is ready to reassess PAYT and evaluate whether or not it would be a good fit for the transfer stations. *Due to staffing issues the completion date of the project was extended six months.*

The Town of Eastham requests technical assistance in analyzing the impact of implementing a PAYT on all aspects of transfer station operations, including waste reduction, potential savings, new revenues, new costs, sticker and gate fees, and impacts on residents. If the Town decides to implement PAYT, technical assistance would extend to help with planning and executing the implementation of a PAYT program.

The Town of Eastham has designated **Neil Andres** (DPW Superintendent) as the Project Coordinator (**PC**) who will function as the key points of contact with **Kari Parcell** (**KP**) throughout the project

**Project Tasks:**

1. KP will meet with PC to discuss scope of work for this project.
2. KP will visit Eastham transfer station and meet with PC discuss project goals and tasks.
3. PC will provide KP with the following information:
  - Annual operating budget for the Eastham Transfer Station
  - Detailed trash and recycling tonnage data, including fees and disposal locations
  - Detailed information on hauling costs for trash and recyclable materials
  - Number of stickers sold in the past several years
  - Gate house data, including fees and revenue for bulky items and daily passes
  - Town regulations related to solid waste and transfer station operations
4. KP review budget numbers and develop a PAYT cost model to cover transfer station expenses and incentivize waste reduction
5. KP will provide PC with PAYT related case studies, state-wide data on PAYT, and other best practices to be considered.
6. KP and PC will review PAYT cost model and agree on a final set of recommendations to Town administration and the Board of Selectmen.



7. KP will work with PC to synthesize information gathered and draft report to town officials (Board of Selectmen, Board of Health, Town Administrator) summarizing findings from research conducted.
8. KP will work with PC to provide information in different presentation formats as needed, e.g., PowerPoint presentation, fact sheets, etc.
9. KP and PC will present findings to Board of Selectmen, Board of Health and other appropriate parties
10. KP will assist with the presentations about PAYT to elected officials and residents, as needed.
11. If the Town decides to move forward with PAYT, KP will assist with the implementation of the new program, included but not limited to the following tasks:
  - KP and PC will meet with bag vendors to review cost options and program logistics.
  - KP will assist Town with the development of PAYT education material.
  - KP will assist Town in public presentations about PAYT.

**Deliverables:**

1. A detailed report that includes the following:
  - a. Cost analysis of the impact of PAYT in the Eastham Transfer Station's budget.
  - b. Case studies from nearby towns with PAYT on Cape Cod and throughout Massachusetts.
  - c. Recommended fee structures for PAYT and a comparison with fees in nearby towns.
2. A presentation that summarizes the findings of the PAYT analysis.
3. A detailed implementation plan and timeline (if the Town approves PAYT).

**Final Report**

**Complete by December 31, 2017**

After the conclusion of this project, Kari Parcell will complete a final report summarizing the project, conclusions, and recommendations or next steps (as appropriate) in a format prescribed by MassDEP. A copy of the report will be provided to the Town. The report and all deliverables generated through this project will be filed with MassDEP and may be provided to other municipalities interested in implementing a similar initiative.

IN WITNESS WHEREOF, the Town of Eastham hereby accepts the above terms and conditions:  
Town of Eastham approves this Scope of Work:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

The Department of Environmental Protection approves this Scope of Work:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642-2544

All departments 508 240-5900 Fax 508 240-1291

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

### Memorandum

TO: Board of Selectmen

FROM: Recreation & Beach Department

DATE: June 13, 2017

RE: Beach Use Policy

Please find enclosed a new policy and application for groups (of eight or more) requesting to visit a Town of Eastham beach for the purpose of swimming. This new policy stems from:

1. The increase in the number of groups requesting to use a Town of Eastham beach for the purpose of bringing minors swimming and;
2. Massachusetts General Law (M.G.L.) c. III, §127A1/2 commonly referred to as "Christian's Law" and the Massachusetts Department of Public Health's (Department) previously issued guidance on Christian's Law, the Department has promulgated regulation 105 CMR 432.000: "Minimum Requirements for Personal Flotation Devices for Minor Children at Municipal and Recreational Programs and Camps", effective May 5, 2017.

#### Summary of Christian's Law:

- The law and regulations only apply to swimming or diving areas at marine or freshwater beaches
- All municipal and recreational programs and licensed camps visiting these beaches must determine each minor's swimming ability prior to allowing participation in swimming activities;
- These programs and camps must make available properly sized and snug fitting personal flotation devices (PFD) to all minor children who have been determined to be a non-swimmer or at-risk swimmer and these swimmers must be identifiable.

This Beach Use Policy will allow the Recreation and Beach Department to continue to manage the beaches, ensure that the children in these programs and camps are safe and that groups visiting our beaches are abiding by the law where applicable.

Enc. Beach Use Policy and Application  
Town of Eastham Rules & Regulations – Beaches  
Massachusetts General Law (M.G.L.) c. III, §127A1/2 commonly referred to as "Christian's Law"  
Massachusetts Department of Public Health's previously issued guidance on Christian's Law

**Town of Eastham**  
**Recreation & Beach Department**  
**Beach Use Request for Groups**

1. All groups of eight (8) or more must obtain a group use permit from the Recreation & Beach Department.
2. Town of Eastham Taxpayer/Resident Groups (IE. Day Care, Church Group, Camp) may apply starting April 1; all other groups after May 31. All use permits will be issued on a first come, first served basis, after Town and State programs are complete. Use permits will be ongoing.
3. Applications must be submitted at least ten (10) days prior to first requested date. Please submit to:  
Town of Eastham  
Recreation & Beach Department  
2500 State Highway  
Eastham, MA 02642
4. An American Red Cross Certified Waterfront Lifeguard, or equivalent, must accompany a group of eight (8) or more. If group is greater than sixteen (16); two lifeguards must accompany the group. Groups must provide their own rescue tube(s).
5. Copies of Waterfront Lifeguard Certifications and a copy of that individual's ID must accompany application for use permit before the application will be considered.
6. Adult-to-child ratio must meet established Massachusetts regulations for Camps.

**105 CMR: DEPARTMENT OF PUBLIC HEALTH - MINIMUM STANDARDS FOR RECREATIONAL CAMPS FOR CHILDREN (STATE SANITARY CODE, CHAPTER IV)**

**430.101: Required Ratio of Supervisory Staff or Counselors to Campers**

***Each recreational camp for children shall have the following minimum ratio:***

***(A) Residential and Day Camps. Residential and day camps shall have at least one supervisory staff person for every ten campers over the age of six. There shall be one supervisory staff person for every five campers age six or under. Junior counselors may be included in meeting up to one half of the camper/staff ratio within each unit, living or general activity group, but only if they have received training and supervision to verify their ability to handle camper groups independently.***

***(B) Primitive, travel and Trip Camps. Each primitive, travel and trip camp shall have at least one counselor for every ten campers, with a minimum of two counselors.***

***(C) Special Needs Camps. Each camp serving special needs campers shall have at least: (1) one counselor for every four mildly disabled campers needing occasional assistance in activities; (2) one counselor for every two severely disabled campers needing frequent or constant assistance in activities.***

7. Adult(s) will be in the water.
8. State Law: Christian's Law – Massachusetts General Law c. 111, s 127A1/2 – effective October 2012 – If a child is a NON-Swimmer or AT-RISK Swimmer, the group will provide a Coast Guard Approved Life Jacket for all municipal, recreational programs, or licensed camps. User group requesting the permit will submit the following with the application:
  - a. The name of the Water Safety Instructor (WSI), with copy of certification, who has conducted the necessary testing of each child.
  - b. List of all participants and ability of swimmer as reported by WSI.
  - c. Will provide a red wrist band for NON and AT-RISK Swimmers and a yellow wrist band for Swimmers.
  - d. Permit holder is responsible for ensuring proper fit of Personal Flotation Devices the entire time they are at a Town of Eastham waterfront. The Town will not provide any PFD's to any use permit holder.

The group responsible for the children is also responsible for the ensuring of Christian's Law.

9. All Beach Rules & Regulations will be adhered to (see attached list of rules).
10. No group will attain entrance to a waterfront without a beach use permit. Groups will show use permit to Lifeguards on duty and/or Eastham Beach Staff.
11. All parking permit requirements will be strictly enforced.
12. No fee will be charged for the use permit but vehicles must pay appropriate parking fee.
13. Buses will not be allowed to park or idle in beach parking lots.
14. Approved dates will not be rescheduled due to weather.
15. The Town does not guarantee lifeguards or toilet services.

**Town of Eastham**  
**Recreation & Beach Department**  
**Beach Use Application for Groups**

Name of Group: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Contact Name: \_\_\_\_\_

Phone: \_\_\_\_\_ Alternate #: \_\_\_\_\_

Email Address: \_\_\_\_\_

Alternate Contact Name: \_\_\_\_\_

Phone: \_\_\_\_\_ Alternate #: \_\_\_\_\_

Email Address: \_\_\_\_\_

On-Site Supervisor Contact Name: \_\_\_\_\_

Phone: \_\_\_\_\_ Alternate #: \_\_\_\_\_

I have read the attached list of requirements and I fully understand my responsibility.

Signature \_\_\_\_\_ Date \_\_\_\_\_

\*\*\*Please submit ALL required paperwork with this completed application for a use permit.

Site Requested	Date and Time	Total Number of Participants	Total Number of Minors

\*\*\*If more space is needed, please attach a separate page.

=====

*The following to be completed by Town of Eastham Recreation & Beach Department*

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

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

## TOWN OF EASTHAM

### RULES AND REGULATIONS – BEACHES

In order to enable the public to enjoy the recreational facilities at and about the common landing places within the Town of Eastham, the Board of Selectmen has adopted the following rules and regulations pursuant to the provisions of the General Laws, Chapter 88, Section 19, as amended...

1. Beach officials shall be obeyed at all times.
2. No alcoholic beverages shall be permitted on the beaches or in the parking area at any time.
3. Children (12) years of age and younger must be accompanied by an adult or person responsible for his or her behavior within the beach area.
4. No individual or group of individuals shall be granted reserved parking places during the period June 15<sup>th</sup> through Labor Day.
5. No household garbage shall be discarded on beaches or landing areas.
6. No selling, advertising, or giving away goods or services shall be permitted on the beaches or in the parking area except by concessionaires under contract with the Town of Eastham.
7. Ball playing, tossing of Frisbees or other objects, flying kites, or other wide ranging activities shall be permitted only with the express condition of beach attendants in such areas designated by them. Use of rafts, inflatables, etc. may be prohibited at the discretion of beach attendants.
8. No boating, fishing, scuba diving shall be permitted on Great Pond in areas designated as swimming areas.
9. **No vessels (boat, kayak, canoe, paddleboard, etc.) may be stored on town beaches. All vessel storage shall be at designated landing as described in the Town of Eastham Vessel Storage Regulations and Policies – Section 4.5 and Section 5.0.**
10. Open fires are not permitted on beaches.
11. All common landing places shall be closed between **midnight** and **7:00 a.m.** each day. Fishermen may be granted permission to use such landing places during closed hours, first securing a permit from the Chief of Police. No overnight camping, tenting, or sleeping shall be permitted. Campground Landing shall be closed between 7:30 PM and 5:00 AM each day.
12. No person shall cut, break, remove, deface, defile, or misuse any structure, fence, sign or remove any thereof. Growing trees, bushes, plants and flowers shall not be defaced, defiled or cut.
13. (a) No person shall jump or dive from any bridge in the Town of Eastham, including but not limited to, the bridge crossing Boat Meadow Creek, or swim or bathe within 50' of any bridge.  
(b) No person or vehicle of any kind will be permitted on coastal dunes except in designated areas.
14. No animals or pets will be permitted on the beaches, in the parking areas, or in vehicles in the parking areas at any time during the period of June 15<sup>th</sup> through Labor Day.
15. No animals or pets will be permitted in the playground areas at any time.
16. Violations of above rules may result in fines or criminal prosecution.

*This policy was amended by the Board of Selectmen at a public meeting on September 6, 2011.*

## **General Laws**

### **CHAPTER 111 PUBLIC HEALTH**

#### **Section 127A.5**

#### **Requirement of personal flotation devices for municipal and recreational programs and camps for minor children; determination of swimming ability**

*[ Text of section added by 2012, 153, Sec. 3 effective October 16, 2012.]*

Section 127A1/2. (a) The department of public health shall adopt rules or regulations requiring municipal and recreational programs and camps for minor children under its jurisdiction to have a system in place to have Coast Guard approved personal flotation devices of Type I, II or III available to non-swimmers and at-risk swimmers who will be present in a swimming or diving area, excluding swimming pools, wading pools and other artificial bodies of water.

(b) A determination shall be made of each minor's swimming ability at the first swimming session at municipal and recreational programs and camps in order to identify and classify non-swimmers and at-risk swimmers. Minors attending a municipal or recreational program or camp shall then be confined to swimming areas consistent with the limits of their swimming skills or to swimming areas requiring lesser skills than those for which they have been classified.

(c) No municipal or recreational program or camp for minor children shall refuse, decline or otherwise prohibit a parent, guardian or person with custody of a minor from providing a Coast Guard approved personal flotation device of Type I, II or III to such municipal or recreational program or camp to be used by the minor for the duration of the minor's attendance at such camp.



## **Massachusetts Department of Public Health**

### ***Guidance for Implementing Regulation 105 CMR 432.000***

May 12, 2017

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Based on Massachusetts General Law (M.G.L.) c. 111, §127A½, commonly referred to as “Christian’s Law”, and the Massachusetts Department of Public Health’s (Department) previously issued guidance on Christian’s Law, the Department has promulgated regulation 105 CMR 432.000: “Minimum Requirements for Personal Flotation Devices for Minor Children at Municipal and Recreational Programs and Camps”, effective May 5, 2017. The law and regulations only apply to swimming or diving areas at marine or freshwater beaches and explicitly exclude swimming pools, wading pools, and other artificial bodies of water. In addition, the Department is issuing this guidance document to support compliance with the regulation, to provide associated best practices and to help assist municipal and recreational programs and camps implementing provisions of the regulation.

According to M.G.L. c. 111, §127A½, all municipal and recreational programs and licensed camps must:

- 1) Determine each minor’s swimming ability prior to allowing participation in swimming activities;
- 2) Make available properly sized and snug fitting Type I, II, or III personal flotation devices (PFD) to all minor children who have been determined to be a non-swimmer or at-risk swimmer; and
- 3) Accept a PFD provided by a parent or guardian of a minor for the minor to use while in attendance at the program or camp.

#### **Swim Ability Determination:**

Christian’s Law, in part, requires that municipal and recreational programs and licensed camps determine each participating minor’s swimming ability, prior to or at the first swimming session, in order to identify and classify non-swimmers and at-risk swimmers. If municipal and recreational programs and licensed camps determine that all participants are assumed to be non-swimmers, and ensure properly fitting PFDs are available to all minors engaged in swimming activities within areas classified for non-swimmers, then swim tests are not required.

- Based on input from water safety professionals, individuals who do not meet criteria for a Red Cross Level 3 swim rating or a YMCA Minnow shall be classified as a “non-swimmer” and individuals who may or may not have met the criteria for a Red Cross Level 3 swim rating or the YMCA Minnow, but have been determined to have a physical, psychological, medical, or cognitive disability that could negatively impact his or her swimming ability, shall be classified as an “at-risk swimmer”.
- All minors, including program or camp participants, staff, volunteers, and Counselors in Training (CIT), need to be swim tested, at a minimum once per summer, to determine swimming ability.
- In accordance with the regulations, swim tests shall be conducted or overseen by a trained Certified Swim Instructor (CSI) that holds appropriate certifications from a nationally recognized swim instructor program, such as the American Red Cross (ARC) or the YMCA, or an equivalent certificate, as determined by the Department. A lifeguard maintaining current requirements as outlined in the regulations may also conduct swim tests as a Swim Assessor if they have previously observed one and participated in one annual swim test training conducted by a CSI.



- Swim testing needs to be conducted at the same or a comparable location to where the swimming activities will occur unless the municipal and recreational program or licensed camp provides dedicated lifeguards at the marine or freshwater beach where swimming will occur, in which case swim testing may be conducted at a swimming pool prior to the swimming activities.
- Swim tests must be conducted under close supervision and without the use of a PFD. If a parent or guardian provides a PFD for their child, the municipal and recreation program or licensed camp should confirm with the parent or guardian, prior to any swim testing, that this testing will be conducted without the use of the PFD.
- The Department has created the "Swim and Fit Test Model Documentation Form" as an option for the operators to document and track swim testing and PFD fit tests. The form provides for individualized documentation for each minor being swim and fit tested, or who has been provided a PFD from a parent or guardian, and is available on the Department's website.

### **Identifying Non-Swimmers and At-Risk Swimmers**

Non-swimmers and at-risk swimmers need to be identified whenever they are at a swimming or diving area, in accordance with 105 CMR 432.400(A)(8). Below are several examples of how municipal and recreational programs or licensed camps may choose to accomplish this:

- Providing colored wrist bands that are not easily transferred between each child to identify their swimming ability; or
- Providing non-toxic, waterproof, temporary tattoos with U.S. Food & Drug Administration (FDA) certification for dyes/colorants and compliance with Consumer Product and Safety Commission (CPSC) and American Society of Testing Materials (ASTM) requirements;
  - Temporary tattoos that are digitally printed (with computer inks) on temporary tattoo transfer paper and Henna-based temporary tattoos should not be used; or
- Any other method including swim markers designed with FDA compliant, toxic-free cosmetic ingredients which allows for an easy identification to differentiate between non-swimmers, at-risk swimmers and other classified swimmers;
  - Alcohol-based skin ink hand stamps should not be used.

The identification process should be clearly outlined and documented in the municipal and recreational program or licensed camp's policies and procedures.

### **Confinement to Dedicated Swimming Areas**

Christian's Law requires municipal and recreational programs and licensed camps to ensure all participants, including non-swimmers and at-risk swimmers that are either determined through a swim test or designated as such by the program or camp operator, as well as minors whose parents or guardians have provided a PFD for their child, be confined to swimming areas consistent with the limits of their swimming skills or to swimming areas requiring lesser skills than those for which they have been classified. All swimming areas shall be permitted and meet the requirements of regulation 105 CMR 445.000: Minimum Standards for Bathing Beaches (State Sanitary Code, Chapter VII).

- In order to properly identify confinement areas at the swimming site, the Department suggests that the municipal and recreational program or licensed camp operator create a waterfront site plan for identification and training purposes. This site plan should include all natural and artificial barriers and boundaries of the swimming or diving area, including but not limited to rocks, trees, drop-offs, buoys, ropes, docks, diving board platforms, and slides, which should clearly outline the areas in which specified swimmers, non-swimmers and at-risk swimmers have access. This site plan may be posted at the swimming or diving area, utilized as part of staff orientations, and maintained with other records in accordance with 105 CMR 432.000.
- Additionally, the Department suggests each municipal and recreational program and licensed camp consider implementing a “buddy system” for all minors who are participating in swimming or diving activities.
  - A buddy system is designed to pair or team-up two people, referred to as “buddies”, to stay together and be responsible for keeping track of each other, as well as let someone know if either needs assistance or can’t be located while at the waterfront. The buddies act as a single unit in order to monitor and help each other during swimming or diving activities.
  - Buddies should be teamed up based on similar swimming ability; it is not advisable to team up a swimmer with a non-swimmer or at-risk swimmer.
  - A “buddy check” should be performed approximately every 15 minutes. After a designated signal like blowing a whistle, all swimming or diving should stop and each minor then instructed to go to their established buddy, stand in the water, and hold their buddies hand high in the air while the lifeguard and other counselors ensure everyone is accounted for. Once the count is confirmed swimming or diving may resume.
- The Department recommends contacting marine beach operators to inquire about existing local bylaws, ordinances, or regulations prohibiting the use of PFDs due to water current, and undertow concerns, prior to scheduling any swimming activities.

### **Ensuring PFDs are Made Available:**

Christian’s Law requires that municipal and recreational programs and licensed camps have a system in place to make PFDs available to non-swimmers and at-risk swimmers, and requires programs and camps to accept a PFD from a parent or legal guardian for their child to use when these programs or licensed camps conduct swimming or waterfront activities at fresh or saltwater beaches.

- Operators of municipal and recreational programs and licensed camps may maintain their own inventory of PFDs or have them provided by a beach operator, in which case the program operator must secure a written agreement for the amount and the condition of the PFDs.
- The PFDs should be accessible for staff to distribute to participants at or en-route to the swimming or diving area and only after a determination has been made on swimming ability.
- All PFDs, including those provided by a parent or guardian, need to be U.S. Coast Guard (USCG) certified according to type (I, II, III), size, and buoyancy, in serviceable condition and properly fitted to each individual prior to being used for the first time.

- A PFD shall not have rips, tears, holes, visible mold or mildew odor, signs of waterlogging, damaged seams, straps or hardware, or any shrinkage or leaks in buoyant material.
- All PFDs maintained on-site during the season should be stored in an area with adequate natural or mechanical ventilation, in order to ensure a proper drying process between use. Once the season is over, the PFDs should be thoroughly dried and then stored in an area where they are maintained dry until the following season.
- The serviceable condition of each PFD must be inspected annually, preferably at the beginning or end of the season prior to off-season storage, however it is recommended that more frequent inspections are conducted with a procedure in place for properly disposing any that are not determined to be in serviceable condition.
- Information on the types of PFDs, size selection, and tips for determining & maintaining a PFD in serviceable condition are available directly from the USCG website at:

[http://www.uscgboating.org/safety/life\\_jacket\\_wear\\_wearing\\_your\\_life\\_jacket.aspx](http://www.uscgboating.org/safety/life_jacket_wear_wearing_your_life_jacket.aspx)

[All spaces represent an underscore character “\_” in the website address.]

- When a PFD is used by a minor, either when one is provided by a program or camp or when one is dropped off by a parent or legal guardian, trained staff at municipal and recreational programs and licensed camps shall ensure the PFD is properly sized according to manufacturer’s guidelines for height and weight, securely fastened and assessed for a proper fit prior to each swimming activity.
- The Department recommends that all staff be trained for PFD fit testing by reviewing the short guidance video provided by the Department with assistance from the U.S. Coast Guard Auxiliary and Massachusetts Parks/Department of Conservation & Recreation. A link to the video can be found at the website below:

<http://www.mass.gov/eohhs/gov/departments/dph/programs/environmental-health/comm-sanitation/christians-law.html>

- Non-swimmers, at-risk swimmers, and participants whose parents or legal guardians have provided a PFD for their child and are aware of the conditions, do not need to wear a PFD during closely supervised swim tests, swimming lessons, and other closely supervised non-swimming beach waterfront activities, including wading in shallow water where the water depth is less than two feet; however a PFD should be worn for all other swimming activities, and whenever minors are on a dock. “Closely supervised,” non-swimming activities should be supervised by adults at a ratio of one adult for every five minors below age 7 and at a ratio of one to 10 for all minors age 7 and above.
- A PFD should never be worn during any diving activities.
- A participant should not be allowed to swim if a parent or guardian provides a PFD that does not fit properly or is not in serviceable condition and permission should be provided by the parent or guardian before an alternative PFD is issued.
- The Department has also created the “Regulation 105 CMR 432.000 – Guidance Checklist” which is available on the Department’s website, to assist all stakeholders with meeting the overall requirements of the regulations.

# Water System Update

## BOS Meeting – June 19, 2017

---

- Construction Status
  - Phase 1 Contracts
  - Mandatory Connection Program
  - Other Connections
- Phase 2
  - Permitting Program
  - District H
- Schedule: Three Month Look Ahead





# Phase 1 – Construction Update

---

- All water main completed for Phase 1!
- All Contracts Substantially Complete
- All Curb Stops completed
- Mandatory Area Connections about 90% done
- Municipal Building connections completed
- Orleans Loop is completed and in service
- Fire Protection active for entire Phase 1 system





# Phase 1 – Construction Update

---

- Remaining Work Includes:
  - Final Paving of Orleans Loop
  - Final Paving in Landfill Area (on-going)
  - Punch List
  - Mandatory Area Connections
  - Converting Eastham properties being served by Orleans





# Phase 1 Budget Status

## Through May 2017

*Phase 1 is about 99% complete.*

	Original Budget	Current Budget	Total Completed
<b>TOWN MEETING APPROPRIATION</b>	<b>\$ 45,800,000</b>	<b>\$ 45,800,000</b>	<b>\$ 45,800,000</b>
Construction	\$ 35,670,000	\$ 31,210,744	\$ 29,994,739
Police Details	\$ 2,320,000	\$ 1,200,000	\$ 1,167,124
Engineering	\$ 5,400,000	\$ 5,400,000	\$ 4,682,010
Additional Items		\$ 3,165,837	\$ 1,676,256
<b>TOTAL</b>	<b>\$ 43,390,000</b>	<b>\$ 40,976,581</b>	<b>\$ 37,520,129</b>
<b>BALANCE, Phase 1</b>	<b>\$ 2,410,000</b>	<b>\$ 4,823,419</b>	

*New projection indicates \$4.8M under budget*

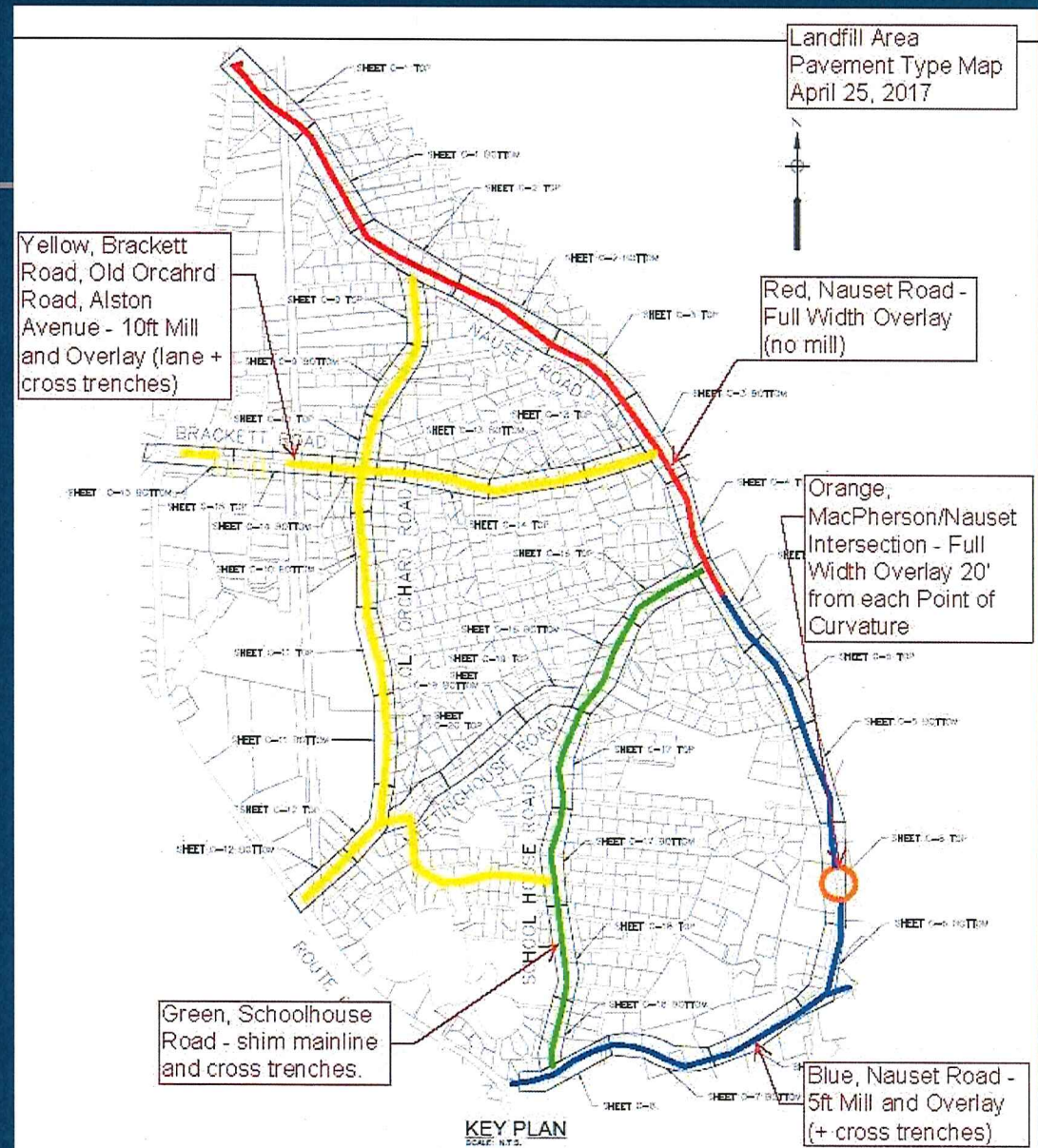
A partnership for engineering solutions.





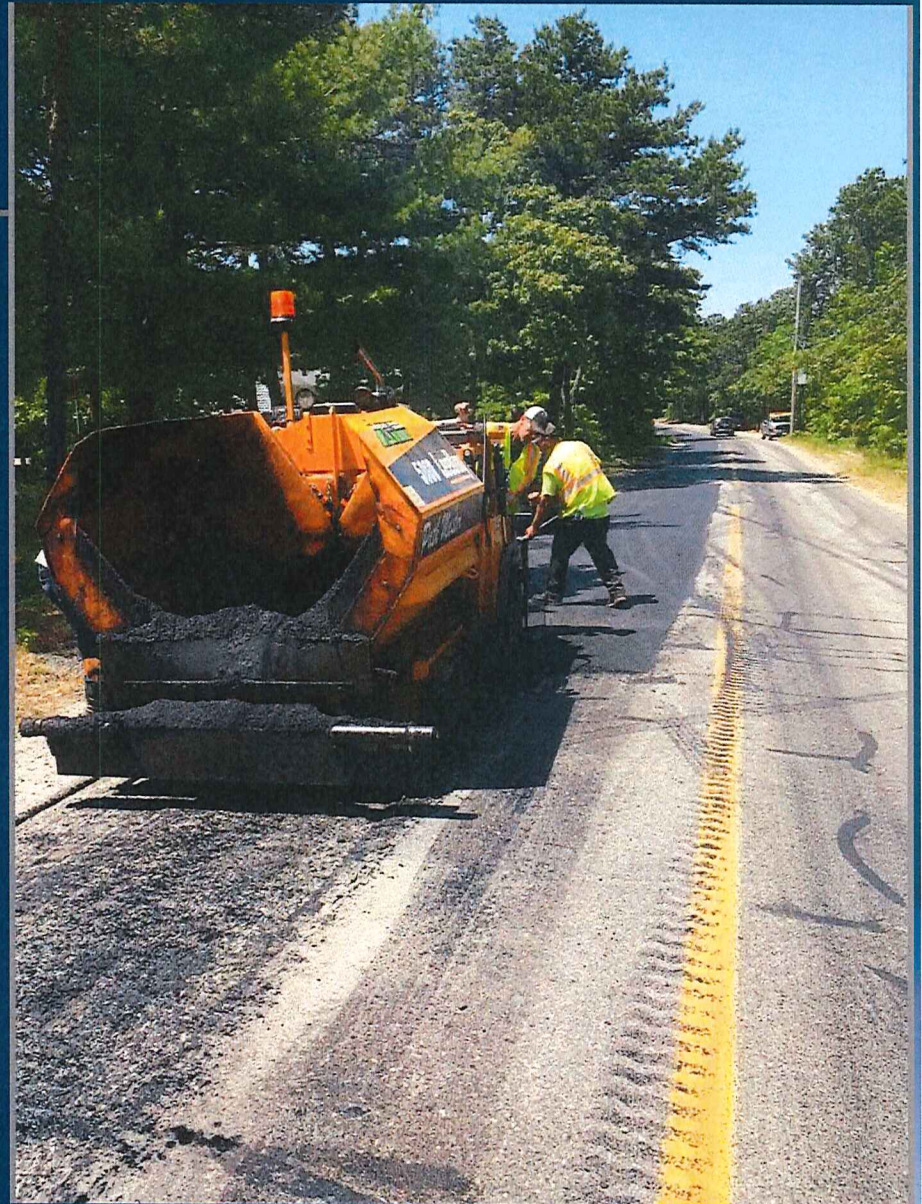
# Landfill Area Paving

- Town-owned main roads
- Nauset Road, Old Orchard Road, Brackett Road, Alston Avenue, School House Road
- Milling & Overlay Work





# Landfill Area Paving



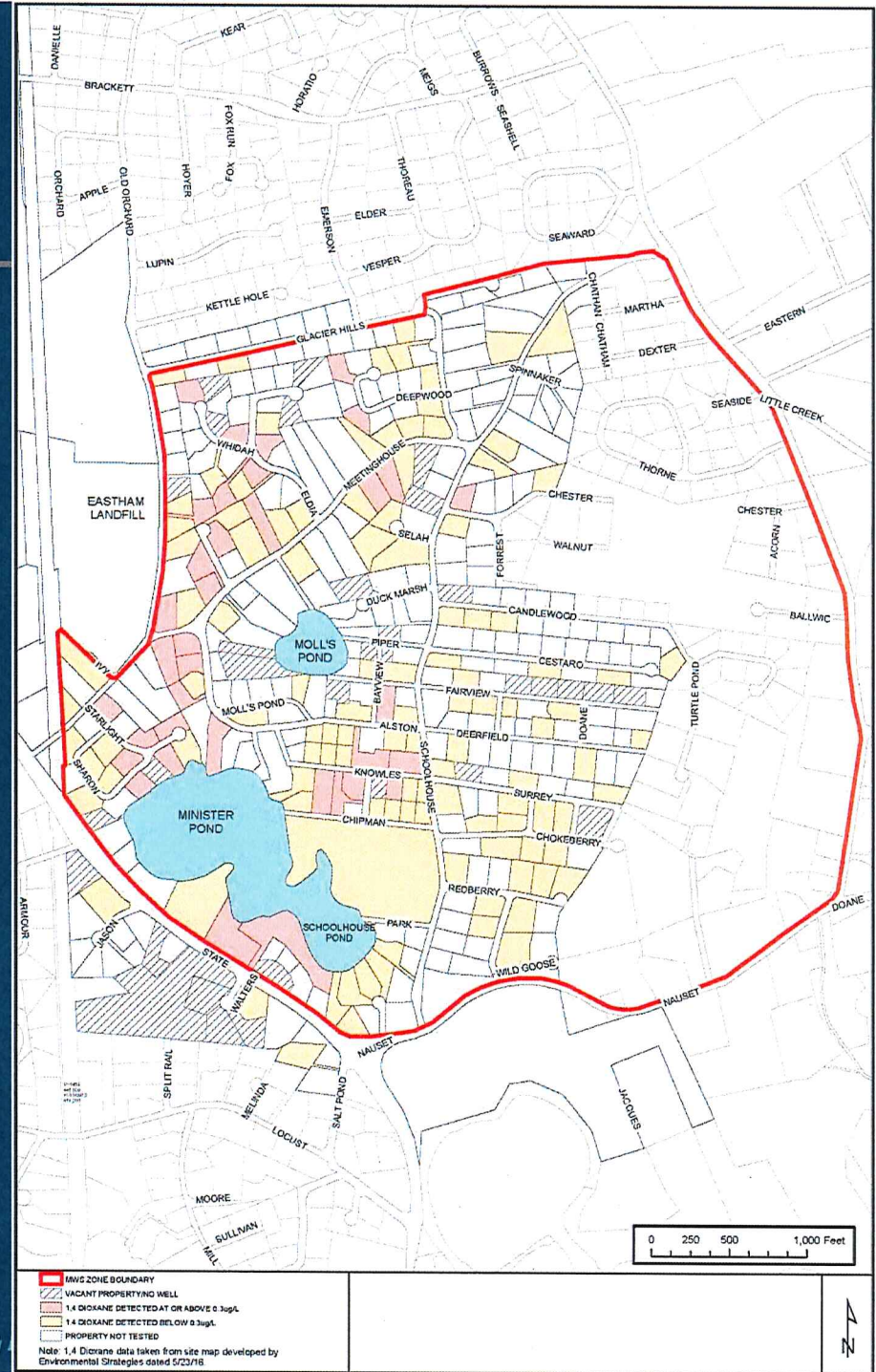
for engineering solutions.





# Mandatory Connection Area

- Work began in mid-November
- 409 current connections
- About 90% complete
- Only about 8 properties remain from signing Right of Entry





# Municipal Buildings

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- Library, Eastham Elementary School, NRHS – Connected
- Dept. of Public Works, Natural Resources Bldg., Council on Aging – Connected
- Windmill Green – Ready for future fixtures
- Town Hall, Police & Information Booth – Connected
- Fire & Rescue – Connected
- Children's Place – Connected





# Update on Connections

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- **515** current homes connected, about 1,200 people (not including school populations)
- **78** current outstanding applications awaiting installation
- **106** homes connected outside mandatory area
- Receiving about **5-10** applications per week





# Connecting Your Property

---

- Get multiple quotes for the work
- Have a contractor or plumber file your application
- If you choose not to keep you well for irrigation:
  - Cut and cap below grade (3' or more)





# Water Meter Reading & Billing

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- Water Meters were successfully read in early May
- First water system bills out to customers in June
- Water usage and service fee will be billed quarterly





# Quarterly Water Rates

---

- Typical Residential Service Fee: \$96/year
- \$1.80 per thousand gallons from 0 to 3,750 gallons
- \$4.75 per thousand gallons from 3,751 to 7,500 gallons
- \$6.10 per thousand gallons from 7,501 to 12,500
- \$7.50 per thousand gallons from >12,501





# Water Quality Information

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- Water Projects Website
  - Click on “Water Sampling Info” Tab on top of homepage
  - MassDEP & EPA mandate sampling criteria frequency and contaminants
  - Webpage will stay up to date with information for your use
  - Recent samples for 1,4 Dioxane absent at each municipal well

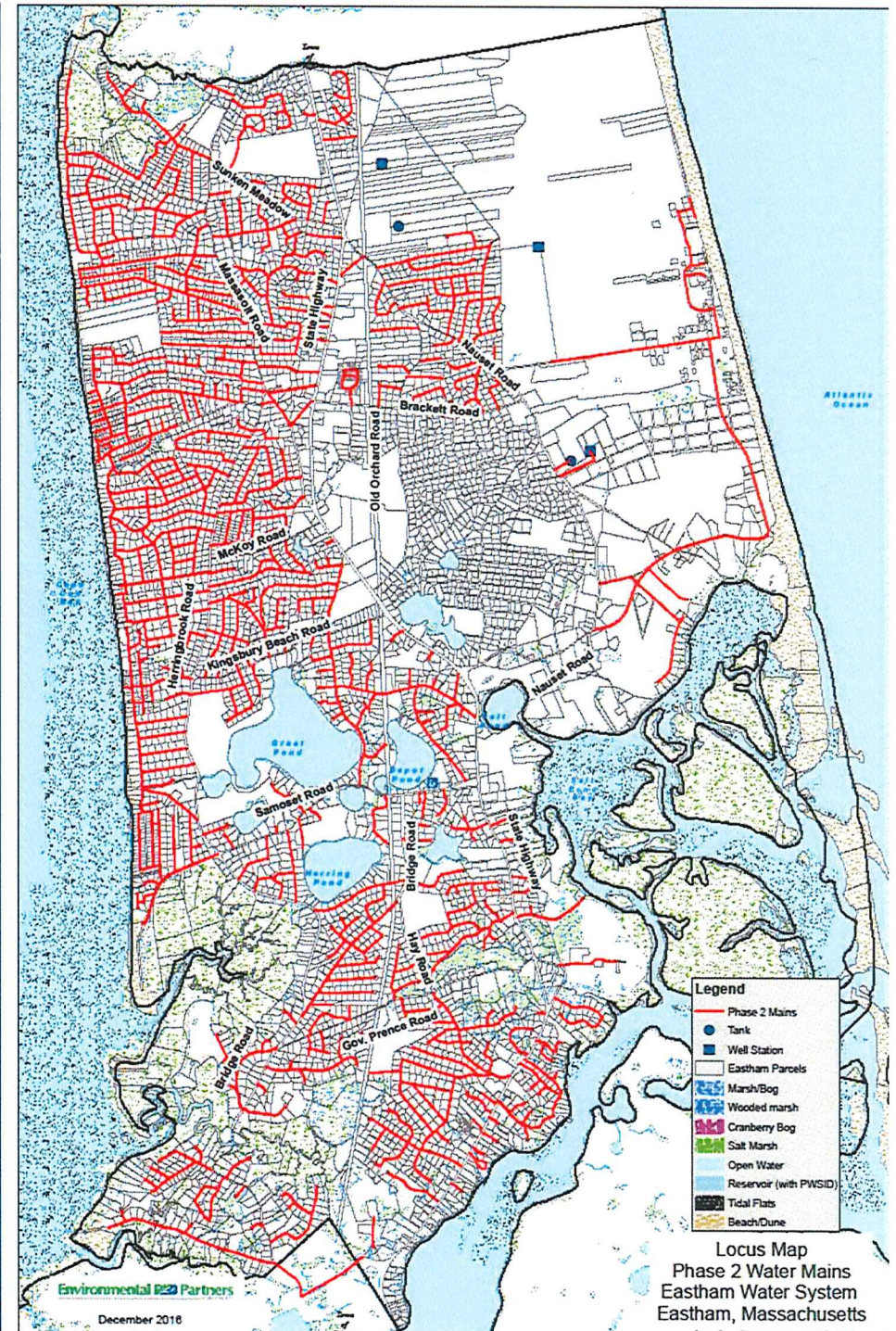




# Phase 2 Program

- 85 miles of pipe
- 3<sup>rd</sup> wellfield at District H
- 2<sup>nd</sup> storage tank at District H

A partnership for e





# Phase 2 construction start dates

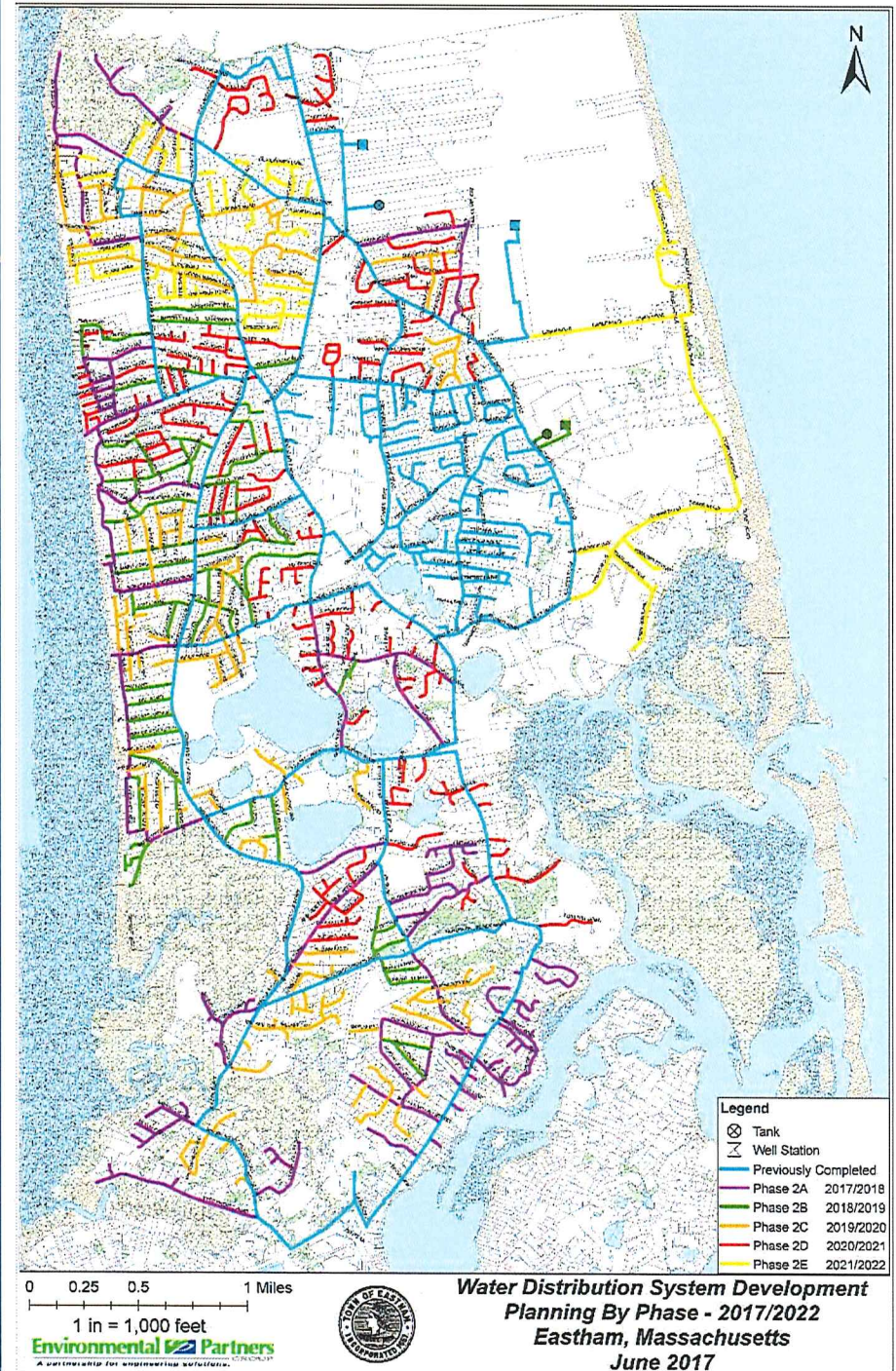
2A – Fall 2017

2B – Summer 2018

2C – Fall 2019

2D – Fall 2020

2E – Fall 2021





# Phase 2 Permitting Activities

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- MEPA
- Cape Cod Commission
- DEP Design Review for all Phase 2 water mains
- Conservation Commission





# Phase 2 Permitting Program MEPA

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- Phase 2 Notice of Project Change  
Submitted –March 8, 2017  
Secretary's Certificate - April 14, 2017
- Key issues
  - Endangered species (Eastern Spadefoot Toad)  
at District H
  - Archaeology evaluation of all areas





# Phase 2 Permitting Program MEPA

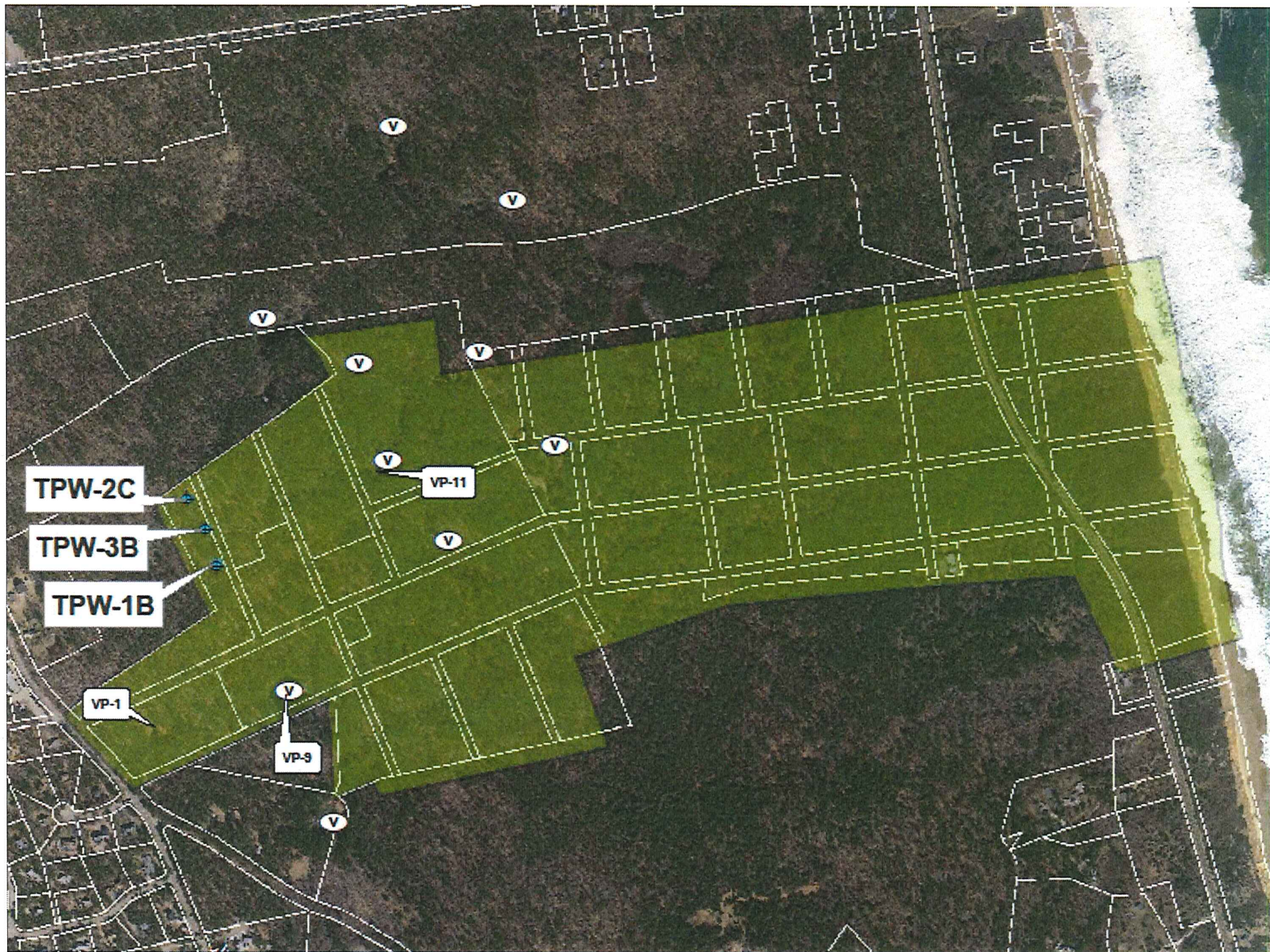
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## Mass. Fish & Wildlife – Endangered Species

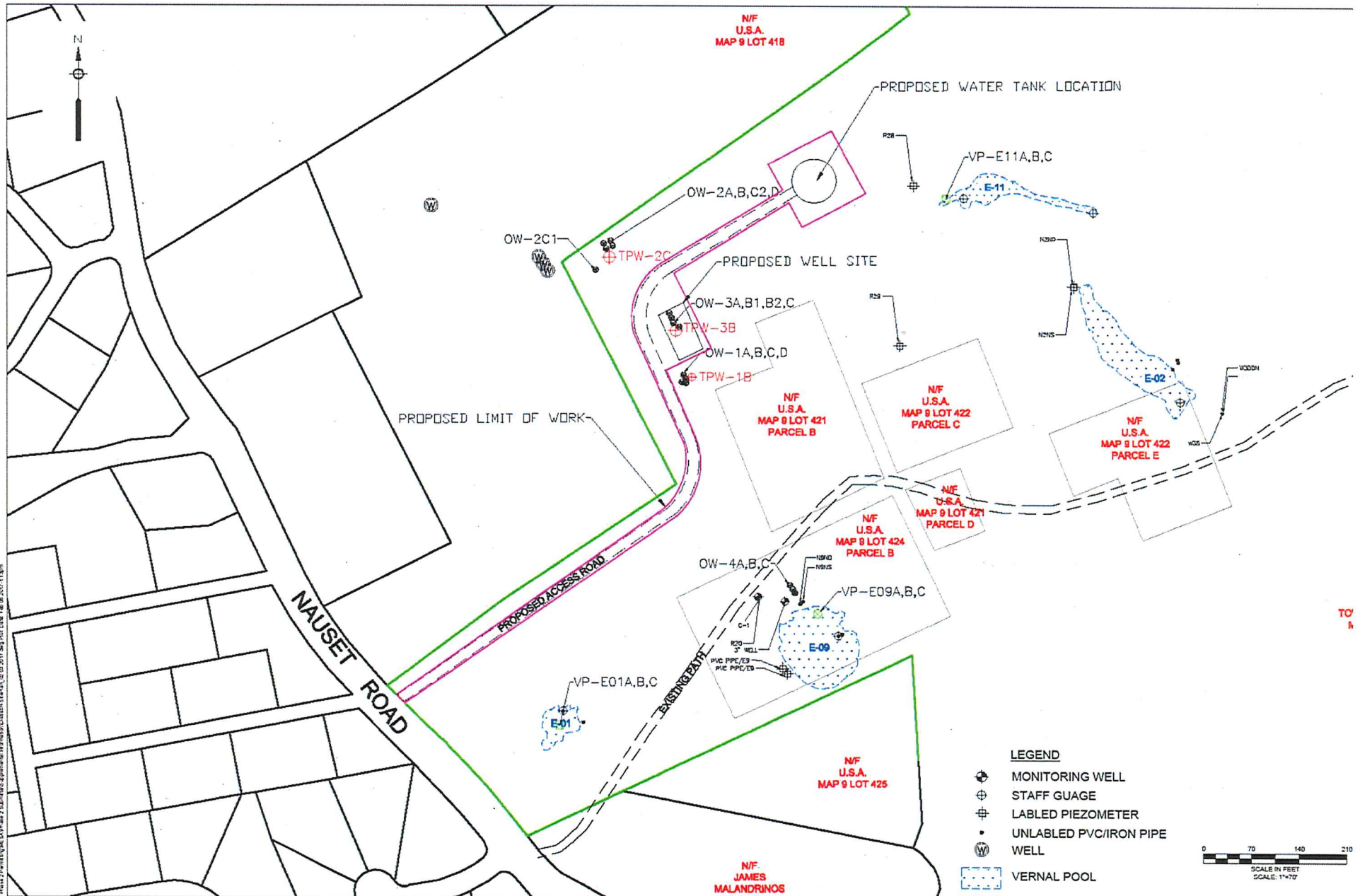
- Eastern Spadefoot Toad
- Habitat assessment required
- Certified biologist field activities completed in early May
- Initial report due by late June





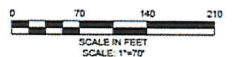






#### LEGEND

- MONITORING WELL
- STAFF GAUGE
- LABELED PIEZOMETER
- UNLABELED PVC/IRON PIPE
- WELL
- VERNAL POOL



Scale	1"=100'
Date	
Job No.	
Designed by	CNT
Drawn by	CNT
Checked by	AMP



# Phase 2 Permitting Program MEPA

---

- Draft and Final Supplemental EIR required for Phase 2 that addresses:
  - Potential impacts to Spadefoot Toad
  - Alternatives to storage tank and well field at District H
- Waiver requested to allow Phase 2A distribution system to proceed





# Phase 2 Permitting Program

## MEPA – Phase 2A Waiver Request

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- Waiver request filed May 11<sup>th</sup>
- Secretary's Certificate (Draft Record of Decision) – June 30<sup>th</sup>
- Environmental Monitor – July 12<sup>th</sup>
- Final Record of Decision – August 2nd





# Phase 2A Archaeological Investigations Mass. Historic Commission – Section 106)

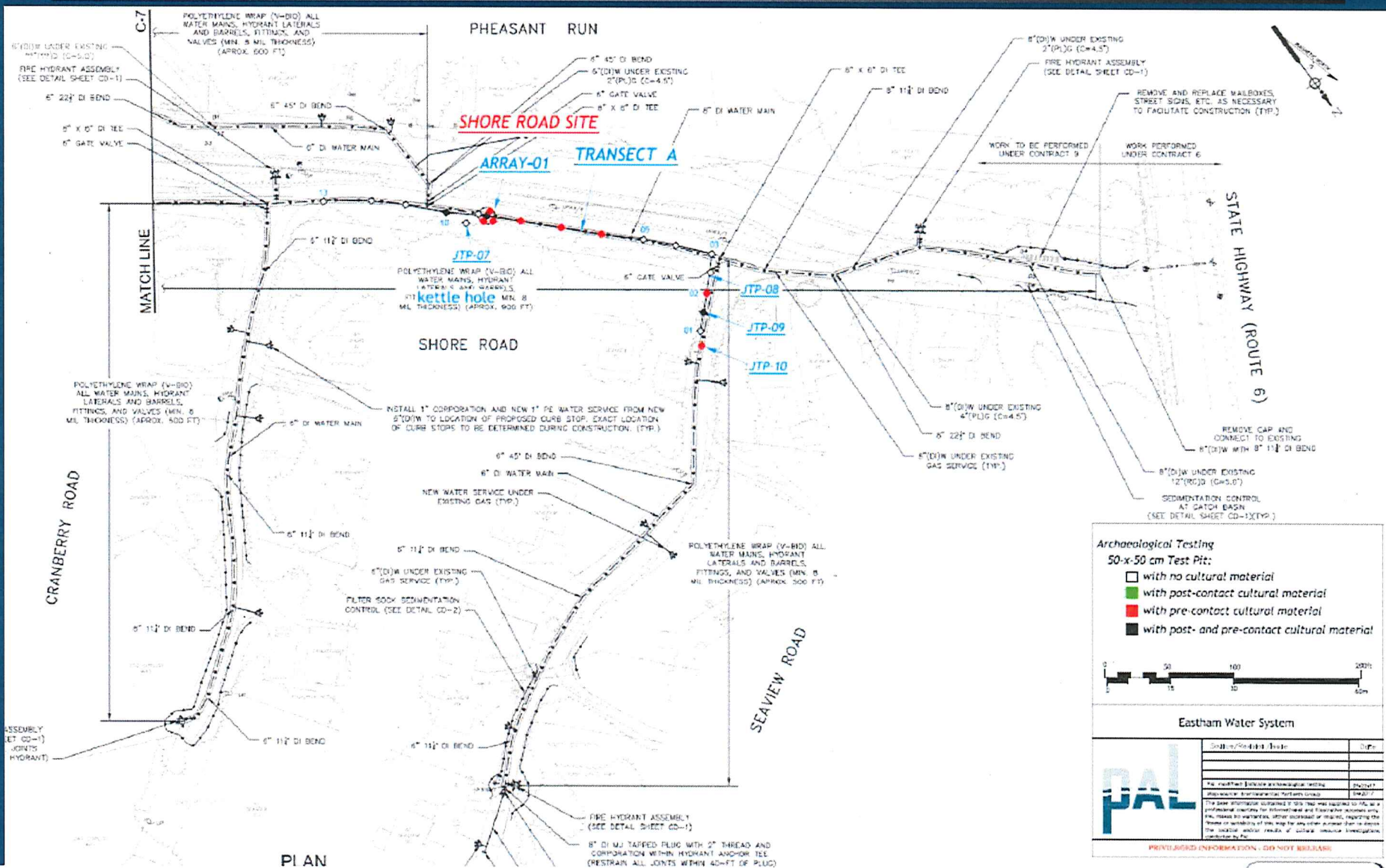
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- Scope approved by MHC
- Field activities April 24 – May 4
- One potential Native American site identified at Shore Road
- All other Phase 2A areas cleared for construction
- Additional site investigation at Shore Road





# Phase 2A Archaeological Investigations Mass. Historic Commission – Section 106)





# Phase 2A Archaeological Investigations Mass. Historic Commission – Section 106)

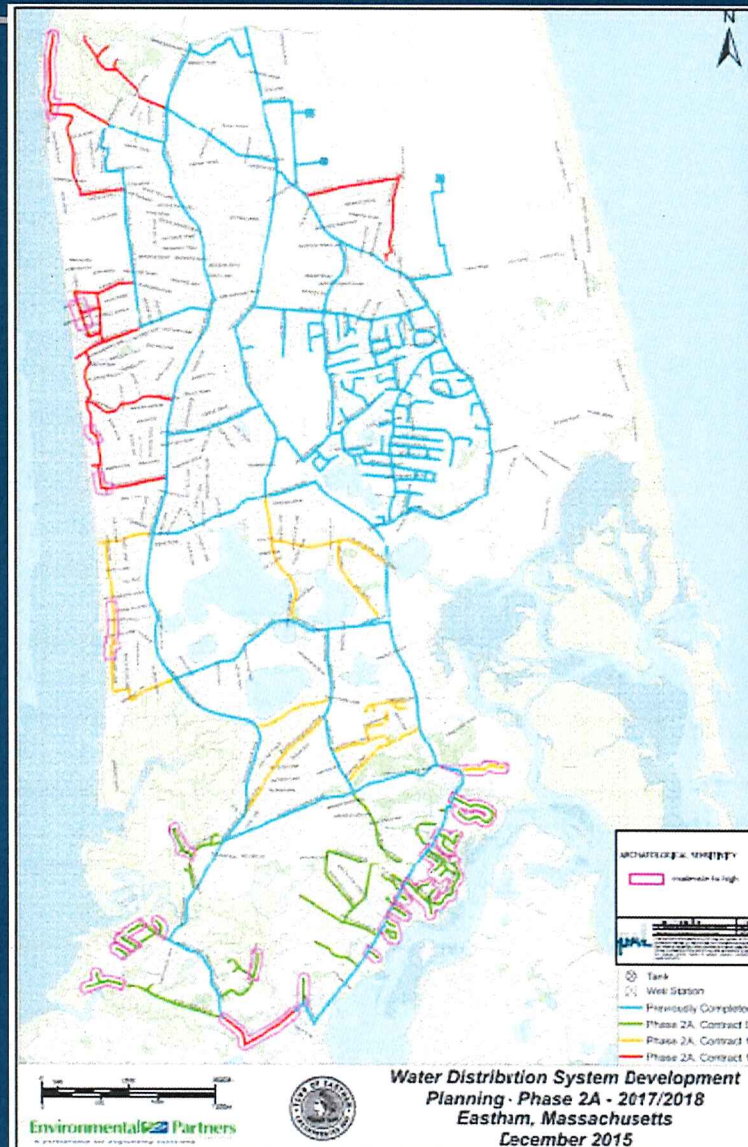


Figure 2. Phase 2A project elements, showing areas of moderate to high archaeological sensitivity.





# Cape Cod Commisison

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- Meetings with CCC in Dec., Feb., March
- Phase 2 being considered "Minor Modification" to Phase 1
- Will not take any action until MEPA Record of Decison is issued (Aug. 2<sup>nd</sup>)





# Conservation Commission

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- Single NOI for all of Phase 2 water mains
- Notice of Intent filed in March
- Hearing held April 11<sup>th</sup>
- Approved with conditions





# DEP Design Reviews

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- Permit package for Phase 2 water mains submitted for review
- Received week of April 10<sup>th</sup>
- Phase 2A separate permit sent in for approval once MEPA waiver is granted
- Anticipated response – one month





# Phase 2A

## Anticipated Schedule

---

- MEPA Waiver Request ROD: Aug. 2<sup>nd</sup>
- Cape Cod Commission: mid-August
- DEP Design Reviews: early summer
- Conservation Commission: done
- Bidding: late August/early September
- Construction start: late September
- Duration: one year (Fall 2018)





# Where Can I Get Information?

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- Eastham web page

**<http://easthamwaterproject.weebly.com>**

- Eastham Water Projects Email Address:

**[easthamwater@envpartners.com](mailto:easthamwater@envpartners.com)**

- Eastham Water Project Phone Number

**617-657-0279**



# LICENSING



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642 - 2544

All departments 508 240-5900 Fax 508 240-1291

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

Date: June 19, 2017

To: Board of Selectmen

From: Jacqueline W. Beebe, Town Administrator

**Re: Transient Vendor Permits**

Hands on the Arts - June 17 & 18, 2017

Nauset SummerFair on the Windmill Green - July 29 & 30, 2017

Windmill Weekend - September 9-11, 2017

Please find below the Transient Vendor applicants for approval by the Board of Selectmen.  
In each case, the \$20.00 fee has been received. The following permits valid as stated below.

**\*\*\* Permits with asterisks prepared on June 14 (expirations June 14, 2018), in advance for the Hands on the Arts festival weekend of June 17<sup>th</sup>.**

*** Smith, Eileen (Art Smith of CC) 24 Collins Lane Orleans, MA 02653 Valid: June 14, 2017- June 14, 2018	*** Julia Douglas (ThreeSistersGifts) 459 Randolph Street Abington, MA 02351 Valid: June 14, 2017- June 14, 2018
*** Smith, Mark (Wild Ravens) 410 Park Avenue Johnstown, PA 15902 Valid: June 14, 2017- June 14, 2018	***Brevard, Mathew 1250 Samoset Road Eastham, MA 02642 Valid: June 14, 2017- June 14, 2018
Goslin, Elaine (ScarvesbyE) 304 Meiggs Backus Road Sandwich, MA 02563 Valid: June 19, 2017- June 19, 2018	Massa, Melonie (Mermaids Baubles) 51 Smith Street Bristol, RI 02809 Valid: June 19, 2017- June 19, 2018

# ADMINISTRATIVE MATTERS





## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642 - 2544

All departments 508 240-5900 Fax 508 240-1291

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

Date: June 19th, 2017  
To: Board of Selectmen  
From: Jacqueline W. Beebe, Town Administrator  
Re: **Committee Appointments**

---

The following is the information needed for the following committee appointment.

**Thomas Gardner**

The Search Committee recommends the appointment of Thomas Gardner to the Finance Committee as a regular member.

If the Board appoints him, his first term would commence July 1, 2017 and expire June 30, 2020.

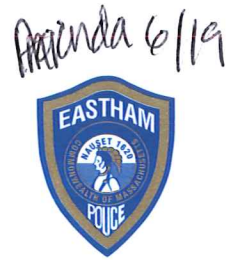
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## EASTHAM POLICE DEPARTMENT

2550 State Highway • Eastham, MA 02642  
508-255-0551 • Fax: 508-255-5412




EDWARD V. KULHAWIK  
*Chief of Police*

KENNETH J. RODERICK  
*Deputy Chief*

To: Jacqui Beebe  
Town Administrator

Board of Selectmen

From: Edward V. Kulhawik   
Chief of Police

Date: June 2, 2017

Would you please appoint the National Park Service law enforcement personnel on the attached list to be Special Police Officer for the Town of Eastham for the term of 7-1-17 to 6-30-18.

If you have any questions or concerns please feel free to contact me.



# United States Department of the Interior

NATIONAL PARK SERVICE  
Cape Cod National Seashore  
99 Marconi Site Road  
Wellfleet, MA 02667

IN REPLY REFER TO:

May 27, 2017

W34

Edward Kulhawik  
Chief of Police  
Eastham Police Department  
2550 State Highway  
Eastham, MA 02642-2544

Dear Chief Kulhawik:

Please find listed below the names of permanent National Park Service law enforcement personnel which we are submitting for designation as special police officers for the Town of Eastham. Any questions regarding this request may be addressed to me at (508) 487-2100 ext. 0910. Your assistance in this matter is appreciated.

Name

Leslie Reynolds  
Craig Thatcher  
Christopher Hartsgrove  
Christopher M. Anderson  
W. Russell Hughes  
Ryan Petersen  
Timothy Morrison  
Eric J. Trudeau  
Seth DiGiacomo  
Meghan Farrell

Sincerely,

Craig Thatcher  
District Ranger  
Cape Cod National Seashore



## EASTHAM POLICE DEPARTMENT

2550 State Highway • Eastham, MA 02642  
508-255-0551 • Fax: 508-255-5412



EDWARD V. KULHAWIK  
*Chief of Police*

KENNETH J. RODERICK  
*Deputy Chief*

June 16, 2017

To: Jacqui Beebe, Town Administrator  
Board of Selectmen

From: Edward V. Kulhawik  
Police Chief

Would you please appoint the following persons to the Police Department for the terms as indicated below. Appointments are also for Assistant Harbormaster and Constable.

Roderick, Kenneth J.	Deputy Chief	07-01-17 to 06-30-18
Haley, Mark T.	Sergeant	07-01-17 to 06-30-18
Schnitzer, Robert A.	Sergeant	07-01-17 to 06-30-18
Savin, Brian L.	Sergeant	07-01-17 to 06-30-18
Deschamps, Daniel W.	Sergeant	07-01-17 to 06-30-18
Bohannon, Adam	Sergeant	07-01-17 to 06-30-18
Back, Diana	Police Officer	07-01-17 to 06-30-18
Adams, Joshua	Police Officer	07-01-17 to 06-30-18
Booth, Reid	Police Officer	07-01-17 to 06-30-18
Daigle, Ryan	Police Officer	07-01-17 to 06-30-18
Plante, Gregory	Police Officer	07-01-17 to 06-30-18
Proudfoot, Jordan, A.	Police Officer	07-01-17 to 06-30-18
Burnham, Daniel	Police Officer	07-01-17 to 06-30-18
Williams, Andi	Police Officer	07-01-17 to 06-30-18
DeAngelo, Carrie	Police Officer	07-01-17 to 06-30-18
Mickle, Martin J.	Special Police Officer	07-01-17 to 06-30-18
Kraeutler, Daniel	Special Police Officer	07-01-17 to 06-30-18
Jacob McGrath	Special Police Officer	07-01-17 to 06-30-18
Noone, Dylan	Special Police Officer	07-01-17 to 06-30-18





## TOWN OF EASTHAM

2500 Stare Highway, Eastham, MA 02642-2544  
All departments 508-240-5900 • Fax 508-240-1291  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

TO: Board of Selectmen  
FROM: Jacqui Beebe *JBB*  
RE: Ed Rohmer, IT Director  
DATE: June 15, 2017

Our IT Director Ed Rohmer has resigned as of June 19, 2017 as he has an exciting opportunity consulting on a Robotics Program between MIT and the Nauset School District. This is a sudden transition and the municipal conflict of interest law will not allow him to work for both entities.

I am requesting that the Board vote to give the status of a Special Municipal Employee for the position of "Consultant/IT" in order to have him available to do some consulting with the Town during the transition as we make a short and long-term plan for his replacement.



## TOWN OF EASTHAM

2500 Stare Highway, Eastham, MA 02642-2544  
*All departments 508-240-5900 • Fax 508-240-1291*  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

TO: Board of Selectmen  
FROM: Jacqui Beebe *JWB*  
RE: Timothy Smith Fund Transfer  
DATE: June 15, 2017

I am recommending a transfer from the Timothy Smith Fund of \$175 for an Eastham resident to reimburse him for unforeseen expenses after a storm this year. We have agreed that the amount will be transferred from the Fund to pay a portion of real estate taxes for this year.



RECEIVED

JUN 15 2017

APPLICATION FOR A STUDENT LOAN FROM THE TIMOTHY SMITH FUND

TOWN OF EASTHAM  
TREASURER-COLLECTOR

Date of Application 6/13/17

Name of applicant Michael Cabral SS#

Address 3 Jack-Cin Drive, Eastham Phone#

Parent's Name Kimberly S. Cabral

Street Address Same as above

Mailing Address Same as above

Co-Signer Kimberly S. Cabral SS#

Address and relationship to applicant 3 Jack-Cin Drive, Eastham, MA 02442; Mother

Personal References: (name & address & term of acquaintanceship)

- 1 Trevor Deegan; former coach; P.O. Box 374, Brewster, MA
- 2 Peter Noble; Employer; 188 Brackett Road, Eastham, MA 02631
- 3 Michael MacNamara; teacher; NRHS, 100 Cable Road, Eastham, MA 02651

Name of school or institution you plan to attend Wentworth Institute of Technology 02602  
estimated date of graduation August 2020

I have read the terms and conditions and am familiar with the policy and procedure for this loan.  
Yes (☒) No (☐)

State briefly the reason for applying for this loan Helping to pay for my educational expenses.

Is this a new loan application? Yes (☐) No (☒)

Renewal? Yes (☒) No (☐)

FOR TOWN OF EASTHAM USE - DO NOT FILL OUT



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642  
All Departments 508-240-5900  
www.eastham-ma.gov

DATE: June 15, 2017

TO: Eastham Board of Selectmen  
Jacqui Beebe, Town Administrator

FROM: Paul Lagg, Town Planner

RE: Proposed Dollar General - Discretionary Referral for Development of Regional Impact (DRI)

---

The proposed "Dollar General" retail store to be located on the vacant lot located at 4615 State Highway (across from Landmark Fence). has commenced the local regulatory process.

- The proposal requires a Special Permit from the Zoning Board to reduce the minimum number of required parking spaces. **The ZBA voted to continue its hearing until August 3rd to allow the Planning Board to conduct its site plan review, as changes to the site plan may impact their decision.**
- The proposal also requires Site Plan Approval Special Permit from the Planning Board. **The applicant is scheduled for the June 21 Planning Board meeting for a preliminary discussion (no formal votes or decisions to be made). The formal public hearing is scheduled for July 19 at 5:00.**
- At the request of the Town Planner, the Cape Cod Commission reviewed the proposal and provided a preliminary summary report (attached). The comments in the report are general in nature but they do highlight the need for additional review with regard to community character, site design and traffic.

Although this proposal does not trigger the requirement for a mandatory Development of Regional Impact (DRI), there is an option for the Board of Selectmen and/or Planning Board to make a discretionary referral to the Cape Cod Commission for a DRI review. If accepted by the Commission, a discretionary DRI review would suspend all local regulatory review and permitting until such time as the DRI review is complete. Under the DRI, the Cape Cod Commission would take the lead role in reviewing the proposal. The Commission would review the proposal for consistency with local development bylaws, Eastham's local Comprehensive Plan and the County's Regional Policy Plan (RPP). The Commission may Approve, Approve with Conditions or Disapprove the proposal. The DRI review requires formal public hearings and an appeal process.

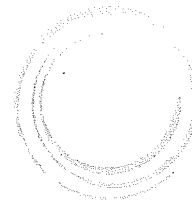
In order to expedite a discretionary DRI referral, the Board must submit a DRI Referral Form and identify areas of concern on the DRI Scoping Checklist. *(The checklist is attached with pertinent items selected for discussion purposes. The checklist can be amended based on further discussion with the Board).*

Please let me know if you have any questions or would like additional information.

Att: Cape Cod Commission Summary Report - May 31, 2017  
Town planner staff Report June 12, 2017  
DRI Scoping Checklist  
DRI Referral Form



3225 MAIN STREET • P.O. BOX 226  
BARNSTABLE, MASSACHUSETTS 02630



**CAPE COD  
COMMISSION**

(508) 362-3828 • Fax (508) 362-3136 • [www.capecodcommission.org](http://www.capecodcommission.org)

**By Electronic Mail**

May 31, 2017

Mr. Paul Lagg  
Eastham Town Planner  
2500 State Highway  
Eastham, Mass. 02642

Re: Technical Assistance Request  
Proposed Dollar General  
4615 State Highway, Eastham

Dear Paul:

To assist with the town's permitting review of the above-referenced project, you requested technical assistance from Cape Cod Commission staff by letter May 10, 2017 on behalf of the town's zoning and planning boards.

The following are staff's preliminary comments on the initial permitting filings, which are relatively general in nature and focus on community character and transportation issues. Staff would be happy to provide additional and more detailed comment to support the boards as they continue their reviews.

In sum, as provided in greater detail below, Commission staff recommends that the project be more appropriately sited and designed to meet regional and local community character standards. The Town should also require the applicant to prepare and submit for permitting review a traffic impact study.

Cape Cod Commission staff are available and happy to discuss these comments.

**COMMUNITY CHARACTER/ DESIGN**

For several years, the town of Eastham has made efforts to guide the character of North Eastham center toward more pedestrian-oriented development. The design of the proposed new development is not consistent with the town's goal to transition the area from strip style development to pedestrian-oriented village style development. To advance the town's goals, improvements to the proposed building setback, parking location, building scale, landscaping and pedestrian amenities should all be considered.

The Cape Cod Regional Policy Plan (RPP) and regional design guidelines do not support the creation of single-use linear roadside 'strip' development, such as is proposed. The project is also inconsistent with other RPP community character design standards.

The applicant is proposing to construct a 9,100 s.f. Dollar General retail store on an approximately 2.8-acre site. The project site is located on U.S. Route 6, a regional roadway. The site is currently undeveloped and wooded with relatively flat topography.

The project includes a single rectangular building with parking in front and to the side of the building, with a large fenced infiltration basin for stormwater runoff from the building roof and parking areas. A walkway is proposed from the front of the building to the Route 6 frontage but does not connect to other walkways and no crosswalk is provided. Proposed landscaping is limited to small isolated shrub beds. The lot will be almost completely cleared of vegetation for the proposed development and stormwater drainage basins, and will be highly visible from this regional roadway.

The proposed project is located outside of the core area identified in the town's North Eastham Village Center concept. Smaller structures were envisioned for this area, but the proposed building is much larger than other buildings fronting the roadway. Other recently developed commercial structures in the vicinity have a residential scale and form, and most have a front façade width of 25 to 35 feet. The proposed building façade is roughly 70 feet wide and should be broken into smaller components that incorporate variation in the roofline and façade line consistent with traditional structures in the region.

The proposed site design, with the building set far back from the road and the parking located prominently in front, does not follow traditional regional development patterns or good design principles. The parking should be placed to the side or rear of the site where it is less visible and can be buffered by landscaping. The building should be moved closer to the front of the site, and improved landscaping and pedestrian amenities should be incorporated into the front yard area. The proposed site plan would eliminate nearly all of the existing wooded lot and does not include sufficient landscaping to help screen the building from the roadway. Proposed stormwater management does not address best management practices including Low Impact Development infiltration of stormwater. Roof and parking lot runoff is piped directly to a large infiltration basin that will be fenced and highly visible from the roadway.

The RPP does support reducing impervious parking coverage, and staff supports the applicant's special permit request seeking relief from the town zoning by-law's required parking count. However, staff recommends that the proposed parking areas should include landscaping to break up the parking fields.

## **TRANSPORTATION**

### **A. Trip Generation**

A memorandum dated April 28, 2017, prepared by Bohler Engineering, ("traffic memo") presents a trip generation analysis of the proposed redevelopment. As presented in the traffic memo, trip generation estimates were developed based on trip generation data in *Institute of Transportation Engineers' (ITE) Trip Generation Manual, 9th Edition*, for ITE Land Use Code (LUC) 814 (Variety Store). This manual describes a Variety Store as "a retail store that sells a broad range of inexpensive items often at a single price." The manual further notes that these



stores “are typically referred to as “dollar stores.”” Commission transportation staff agrees with the characterization of the proposed use.

The traffic memo estimates the proposed project will generate 29 weekday 7–9 AM peak hour trips and 52 weekday 4–6 PM peak hour trips. Commission transportation staff, based on ITE data for a 9,100 square foot Variety Store, estimates that the proposed project will generate 35 weekday 7–9 AM peak hour trips and 62 weekday 4–6 PM peak hour trips. The estimates presented in the traffic memo appear to be approximately 17 percent less than would be expected based on ITE trip generation rates. It is unclear why the estimates do not appear to follow the trip generation analysis approach presented in the traffic memo.

The highest peak hour traffic generation for retail uses typically occurs during the Saturday midday peak hour period. Commission transportation staff suggests that an estimate of anticipated Saturday peak hour trip generation should be provided.

### **B. Traffic Impact**

The traffic memo notes the ITE recommends a traffic impact study be performed “*whenever an increase in trips in any peak hour is greater than 100 trips per hour.*” The traffic memo further suggests that the proposed development “*will not have a negative impact on the surrounding street network nor merit a full traffic impact study.*”

As the only major route through Eastham and to the Outer Cape towns, Route 6 experiences significant traffic volumes, particularly in the summer months. On an average summer weekday, 25,000–30,000 vehicle travel along Route 6 in the vicinity of the project site. These volumes, across four lanes, makes turning out of driveways particularly difficult on this section of roadway. The Applicant is currently proposing full access (left and right turns) in and out of the site driveway.

The intersection 600–700 feet south of the intersection, Route 6 at Brackett Road, has a well-documented crash history. The addition of any significant volume of traffic through this intersection warrants careful analysis.

Commission transportation staff suggests that, given the location of the proposed project, a traffic impact study is warranted to provide the Planning Board an analysis of the operational and safety analysis of site driveways and regional roadways and intersections impacted by the project. Commission transportation staff notes that, for projects reviewed by the Cape Cod Commission, such an analysis is roadway links and intersections impacted by 25 or more new peak hour trips.

Without an appropriately detailed traffic impact study, Commission transportation staff cannot provide further insight on the anticipated safety or operational impacts of this proposed project.

### **C. Site Design**

Commission transportation staff suggests that limiting the site to one curb cut and providing a safe pedestrian connection to the building follow good access management principles. Commission transportation staff suggests that the curb cut appears wider than necessary for the anticipated vehicles using the site. Excessive curb cut width negatively impacts the safety of pedestrians crossing the site driveway.

Given the existing safety issues on Route 6 and the proximity to the intersection with Brackett Road, consideration should be given to limiting site access to right-turn-out, right-turn-out only.

Commission transportation staff are also interested in the status of the paper road, labeled Wiley Lane, on the site plan. If the applicant has rights to access this paper road and there is a potential that future development may occur on the paper road, there should be consideration given to avoiding a situation where there are ultimately curb cuts to both the site and the paper road.

Sincerely,



Patty Daley  
Deputy Director

Cc: Project File  
Joy Brookshire, Cape Cod Commission Representative, Town of Eastham





To: Planning Board  
Date: June 12 2017  
Re: Staff Review: PB 2017

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## **PRELIMINARY REVIEW**

APPLICANT: EASTHAM DG, LLC  
OWNER: DWYER FAMILY REALTY TRUST  
APPLICATION TYPE: SITE PLAN - SPECIAL PERMIT  
LOCATION: 4615 STATE HIGHWAY  
ZONING DISTRICT: D (RETAIL SALES/SERVICE)

**The June 21 meeting will be a preliminary discussion on the proposed Dollar General retail store. The formal public hearing will be held on July 19th.**

### **EXISTING AND PROPOSED CONDITIONS:**

The proposal entails constructing a 9,100 SF. retail building on a vacant lot located at 4615 State Highway. The proposed retail use is an allowed use under the zoning bylaw. The proposal will meet all of the dimensional setback requirements. The proposal requires a Special Permit for relief from the required parking spaces (30 spaces proposed where 51 spaces are required). **On June 1 the applicant went before the ZBA to seek a Special Permit to reduce the amount of parking spaces. Since the site plan may undergo changes based on the review of the Planning Board, the ZBA has continued that hearing until August 3rd so that the Planning Board can conduct its review and the ZBA can make a more informed decision regarding the reduction in parking based on a completed review of the layout and traffic impact.**

At the request of the Town Planner, the Cape Cod Commission reviewed the proposal with regard to community character and transportation issues. The Cape Cod Commission's preliminary review report is attached.

### **ZONING COMPLIANCE:**

The relief required from the ZBA is limited to a Special Permit for a reduction in required parking spaces. The lot size is 122,589 SF (2.8 acres). The proposed retail use is allowed by right within Zone D (Retail Sales/Service). The proposed structure will comply with dimensional setback requirements. The applicant is proposing 30 parking spaces. The Zoning Bylaw requires a minimum of 51 spaces (*1 space per 150 sf. of floor area available to the public: 7,622 sf. public floor area/150 = 50.8 spaces*). A reduction in the required parking spaces would reduce the amount of impervious surface on the site. This reduction would improve storm water management and provide more green space on the site. As a point of information, please note that a Dollar General store of the same size was recently completed in the Town of Yarmouth with 30 parking spaces. The Yarmouth site is located along Route 28 in an area with similar traffic volumes to the Route 6 and presumably, a higher year round daily usage as compared to the Eastham site. However, staff recommends that the Board request that additional area be set aside ("land banked") to accommodate the additional 21 spaces required under the bylaw so that any future parking needs that may arise at this site could be accommodated. The site plan indicates that there is ample space available to the rear of the site.



To: Planning Board  
Date: June 12 2017  
Re: Staff Review: PB 2017

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**ADEQUACY OF THE SITE:** The lot size is adequate to accommodate the proposed use. The lot has ample room to accommodate the structure and the associated parking, drainage and septic infrastructure. The proposal will require a new curb cut permit from MassDOT.

**TRAFFIC/PARKING:**

The Traffic information provided by the Applicant indicates the site will generate 29 trips in the AM peak hour and 52 trips in the PM peak hour. Based on the ITE Trip Generation Manual, these estimates fall below the 100 trip per hour threshold under which a full traffic impact study is recommended. However, at the request of Town Staff, traffic impacts were analyzed by the Cape Cod Commission in context with the existing and proposed uses in the surrounding area. The Cape Cod Commission review found that there were discrepancies between the data used by the applicant as compared to the ITE trip generation model. The Commission recommended that a full traffic study be completed for this proposal.

The current parking layout includes two ADA parking spaces with ten foot parking aisle directly in front of the main entrance. This will provide clear and direct access to the building for public safety in the event of an incident. ADA compliant walkways are also provided on site and will connect to the existing sidewalk on Route 6.

**COMPATABILITY:**

Changes to the architectural design could help the proposed structure integrate into the community. Changes could include:

- Traditional building materials and patterns
- Additional gabled roof design on the south face to break up building mass/roof line
- Additional windows on front of building in proportion to the front entrance
- Reduction in glass front entry for more traditional entrance.
- Enlargement of front gabled facade to increase depth of front "porch" overhang
- Appropriate landscaping (TBD)

**WATER/SEWAGE DISPOSAL:**

The proposal will include connection to the Town's water supply system. The applicant is coordinating with the Town's water system engineers to ensure proper design of the connection. A large drainage detention basin is proposed on site.

**UTILITIES:**

Underground utilities are proposed.

**ENVIRONMENTAL:**

The site is not located within any resources areas but is located within the Zone II groundwater protection district. The applicant should verify that goods such as pesticides or other hazardous materials anticipated for sale on the site will not be of the type or quantity that may violate the groundwater protection district regulations.





To: Planning Board  
Date: June 12 2017  
Re: Staff Review: PB 2017

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**STAFF RECOMEDATIONS:**

1. Further discussion and refinement of proposed Architectural plans
2. Further discussion and submittal of an updated Landscape Plan
3. Submittal of a full traffic study as recommended by the Cape Cod Commission.
4. Verification of owner's/applicant's rights to the un-built portion of Wiley Lane for possible alternative access point.
5. Additional information on the potential future plans for the remaining un-used portion of the lot.
6. Verification of conformance with Groundwater Protection District regulations.

Development of Regional Impact (DRI)  
Referral Form

Please attach a copy of the original municipal development permit application or site plan review, subdivision, or other application showing the date on which it was received by the Municipal Agency. Receipt of this information via the U.S. Mail or delivered in person to the Cape Cod Commission constitutes a referral for purposes of Chapter 716 of the Acts of 1989, as amended.

Referred by:

Town and Agency \_\_\_\_\_

Official \_\_\_\_\_

\_\_\_\_\_ Mandatory referral

\_\_\_\_\_ Discretionary referral

\_\_\_\_\_ Limited Discretionary Referral (please see the back of this form)

Project Name \_\_\_\_\_

Project Proponent Name \_\_\_\_\_

Address \_\_\_\_\_

Telephone \_\_\_\_\_

Brief description of the project including, where applicable, gross floor area, lots, units, acres and specific uses:

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

Project location:

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

List municipal agency(ies) before which a municipal development permit is pending:

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

\_\_\_\_\_  
Print Name of Authorized  
Referring Representative

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date



For mandatory DRI referrals, the local review time clock is suspended immediately upon receipt of a DRI referral and resumes upon the Commission's vote to approve or deny the project. For discretionary referrals and limited discretionary referrals, the local review time clock does not stop unless and until the Commission votes to accept the discretionary referral for review, and it resumes upon the Commission's vote to approve or deny the project.

DRI.REF.FORM 2/22/95

**LIMITED DRI REVIEW - SCOPING CHECKLIST  
NEW DEVELOPMENT**

Land Use	Question	Required Info	Yes	No
Compact Growth and Resource Protection	Is the project consistent with the land use categories and their characteristics? (check "Yes" if Town has not adopted a Land Use Vision Map)	RPP Regional Land Use Vision Map which shows project site	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Compact Growth and Resource Protection	Is the development clustered on the site?	Preliminary project plans, Local zoning	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Capital Facilities and Infrastructure	Does the project create new infrastructure?	Preliminary project plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Capital Facilities and Infrastructure	Does the project propose to construct a new wireless facility?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rural Lands	Is the project site adjacent to rural landscapes or land under active agricultural production?	Staff consultation/Preliminary project plans showing prime agricultural lands	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rural Lands	Is the land capable of sustained agricultural production as evidenced by recent use, soils, or adjacent land use?	Staff consultation/Preliminary project plans showing prime agricultural lands	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<b>Water Resources</b>	<b>Question</b>	<b>Required Info</b>	<b>Yes</b>	<b>No</b>
Drinking Water Quality and Quantity, Marine Water Embayments and Estuaries, Freshwater Ponds and Lakes	Is the project located in a Wellhead Protection Area, Potential Public Water Supply Area, Marine Water Recharge Area, or Fresh Water Recharge Area?	Site locus map showing watersheds described by Water Resources Classifications Maps I & II	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Public and Private Sewage Treatment Facilities	Is the project's wastewater facility an on-site septic system or private treatment plant?	Preliminary project plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>
General Aquifer Protection	Does the project's nitrogen load from wastewater, stormwater and turf exceed 5 parts per million?	Nitrogen loading calculations per Technical Bulletin 91-001	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Stormwater Management	Does the project incorporate Low Impact Design stormwater treatment to the greatest extent possible?	Engineered grading, drainage, and erosion control plans that show existing and proposed conditions and stormwater design details	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Stormwater Management	Does the project have a comprehensive engineer-certified Operations and Maintenance Plan (Plan) that 1) demonstrates compliance with the Massachusetts Stormwater Policy & Guidelines 2) provides a schedule for inspection, monitoring and maintenance 3) identifies the parties responsible for Plan implementation and 4) includes an inspection and maintenance log	Copy of project's Stormwater Operation and Maintenance Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>Coastal Resources</b>	<b>Question</b>	<b>Required Info</b>	<b>Yes</b>	<b>No</b>
Protecting Maritime Industry, Character and Public Access	Does the project involve a new or expanded non-water dependent use within a working waterfront or within 250 feet of the mean high water line?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Protecting Maritime Industry, Character and Public Access	Does the project restrict or impede public access to the shoreline?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Protecting Maritime Industry, Character and Public Access	Does the project limit views of the ocean and/or shoreline from public ways, waterways, access points, and existing development relative to existing conditions?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Coastal Hazard Mitigation	Does the project involve any new construction or site disturbance in or within 100 feet of: land subject to coastal storm flowage, barrier beach, coastal dune, or coastal bank?	Preliminary project plans indicating flood zone boundary, and Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Preserving Coastal Water Quality and Habitat	Does the project involve any alteration of or propose new development in a coastal wetland or its 100 foot buffer zone?	Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**Responses in the shaded boxes may be included in the scope of Commission review.  
Consultation with Commission staff recommended.**



**LIMITED DRI REVIEW - SCOPING CHECKLIST  
NEW DEVELOPMENT**

Wetlands/Wildlife & Plant Habitat	Question	Required Info	Yes	No
Wetlands	Does the project involve any alteration of a wetland that is greater than 500 square feet in size or to a vernal pool?	Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wetlands	Does the project involve any alteration of a 100 foot buffer to a wetland that is greater than 500 square feet in size?	Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wetlands	Does the project involve any alteration of a 350 foot buffer to a vernal pool?	Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wetlands	Will the project result in any direct stormwater discharge within 100 feet of a wetland or waterbody of 500 square feet in size or a vernal pool?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wildlife & Plant Habitat	Will the project disturb or alter naturally vegetated areas?	Existing Conditions Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wildlife & Plant Habitat	Is the project site mapped as Estimated or Priority rare species habitat by the Massachusetts Natural Heritage & Endangered Species Program (NHESP)?	NHESP Atlas	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Open Space Protection & Recreation	Question	Required Info	Yes	No
Open Space & Recreation	Is the project located outside an Economic Center? (Check "Yes" if Town has not adopted a Land Use Vision Map)	RPP Regional Land Use Vision map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Open Space & Recreation	Is the project located within a Significant Natural Resource Area (SNRA)?	SNRA Map, Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Open Space & Recreation	Outside of SNRA, will the project disturb or alter more than 2 acres of land?	SNRA Map, Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Energy	Question	Required Info	Yes	No
Energy	Has the project been designed to meet LEED Certification?	Design information or LEED Certification Checklist	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Energy	Is the project Mixed Use as defined by the Regional Policy Plan?	Project description, RPP definition of Mixed Use	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Energy	Is the project located in an Economic Center? (check "No" if Town has not adopted a Land Use Vision Map)	RPP Regional Land Use Vision Map which shows project site	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development	Question	Required Info	Yes	No
Low Impact and Compatible Development	Is the project located outside an Economic Center or an Industrial Service & Trade Area? (check "Yes" if Town has not adopted a Land Use Vision Map)	RPP Regional Land Use Vision Map which shows project site	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Low Impact and Compatible Development	If located in an Industrial Service & Trade Area, will this project accommodate non-industrial uses as defined in the Regional Policy Plan? (check "Yes" if Town has not adopted a Land Use Vision Map)	Statement from Applicant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Low Impact and Compatible Development	Is the project located in a resource-based economically productive area?	Existing Conditions Plan, Assessors Data	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Balanced Economy	Does the development involve Class III gaming?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Infrastructure Capacity	Will the project develop new infrastructure as defined in the Regional Policy Plan?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Affordable Housing	Question	Required Info	Yes	No
Affordable Housing (Residential Projects)	Does the project include 10 or more units/lots in a Town that has an affordable housing bylaw under which this project will be permitted?	Project affordable housing narrative, Local affordable housing bylaw	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Equal Opportunity	Does the project include 10 or more units/lots in a Town that has an affordable housing bylaw under which this project will be permitted?	Project affordable housing narrative, Local affordable housing bylaw	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Community Participation (Commercial Projects)	Does the project involve additional commercial development?	Preliminary project plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Responses in the shaded boxes may be included in the scope of Commission review.  
Consultation with Commission staff recommended.**

**LIMITED DRI REVIEW - SCOPING CHECKLIST**  
**NEW DEVELOPMENT**

Transportation	Question	Required Info	Yes	No
Congestion Management	Will the project generate more than 250 new daily trips?	ITE Trip Generation Manual	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Transportation Balance & Efficiency	Will the project generate more than 250 new daily trips?	ITE Trip Generation Manual	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Safety	Does the project have direct access on or does the project directly abut a regional roadway?	Cape Cod Metropolitan Planning Organization functional classification	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Safety	Will the project generate more than 25 new peak hour trips at a high crash location?	State / Local crash data	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Heritage Preservation & Community Character	Question	Required Info	Yes	No
Historic Structures / Cultural & Archaeological Resources	Is the building and/or site listed on the National Register of Historic Places or within a National or Local Historic District?	Historic District Map	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Historic Structures / Cultural & Archaeological Resources	Is any part of the site known to be archaeologically significant or archaeologically sensitive, including areas within 100 feet of a wetland or water body?	Massachusetts Historical Commission consultation, Resource Area Delineation through local Conservation Commission	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Historic Structures / Cultural & Archaeological Resources	Is there a building or structure on the property, which is more than 75 years old or known to be historically significant?	Local Historical Commission / staff consultation	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Site & Building Design	Is the development proposed within a distinctive area, such as a historic district, along a scenic road, cultural landscape, regional road or shoreline?	Staff consultation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Site & Building Design	Outside of distinctive areas, does the project consist of a single mass greater than 15,000 square feet?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Site & Building Design	Does the project incorporate site design and building design features consistent with the Commission's Design Manual and Design Manual Addendum guidelines?	Staff consultation	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Landscape Design	Is the project subject to habitat restoration requirements resulting from on or off-site disturbance of significant wildlife or plant habitat?	SNRA Map, Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Landscape Design	Is the project's landscape design consistent with MPS HPCC2.10 and does it include the use of site appropriate, non-invasive plantings to reduce water use and maintenance needs?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Exterior Lighting Design	Is the project's exterior lighting design consistent with MPS HPCC2.11 and the Exterior Lighting Technical Bulletin?	Exterior lighting information including fixture cut sheets and foot-candle plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Hazardous Materials & Waste	Question	Required Info	Yes	No
Hazardous Materials and Waste Management	Does the project involve greater than household quantities of hazardous materials or hazardous wastes in an existing Wellhead Protection Area or Potential Public Water Supply	Project Inventory, RPP Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Hazardous Materials and Waste Management	Does the project use, handle, generate, treat or store hazardous waste?	Project Inventory	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Solid Waste	Does the project involve greater than 25,000 square feet of new development?	Preliminary project plans	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Solid Waste	Does the project involve a significant amount of land clearing wastes or construction and demolition debris?	Estimate of amounts of land clearing and construction/demo wastes, Plan to address recycling and disposal of wastes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Local Concerns	Question	Required Info	Yes	No
Town Concerns	Has the Town identified issues or concerns that should be addressed through DRI review?	Traffic, Site Design, Landscaping Groundwater Protection	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Public Comment / Concerns	Has the public identified issues or concerns?	Community Character, Traffic, impact on small business	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Responses in the shaded boxes may be included in the scope of Commission review.**  
**Consultation with Commission staff recommended.**



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642-2544  
All departments 508-240-5900 • Fax 508-240-1291  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

TO: Board of Selectmen  
FROM: Jacqui Beebe *JUB*  
RE: IMA with Orleans and Brewster for Tri-Town  
DATE: June 15, 2017

Attached is the Intermunicipal Agreement necessary for the three towns to continue a relationship through the demolition of the Tri-Town plant as well as continuing to pay benefits to retired employees.

The IMA has been read and approved by Town Counsel, Michelle Randazzo from KP Law.



**SUPPLEMENTAL INTERMUNICIPAL AGREEMENT BETWEEN THE TOWNS  
OF ORLEANS, BREWSTER AND EASTHAM RELATIVE TO CONSTRUCTION  
ADMINISTRATION FOR THE DEMOLITION OF SEPTAGE TREATMENT  
FACILITY AND SITE RESTORATION**

**WHEREAS**, in 1985, the Towns of Orleans, Brewster and Eastham (collectively the “Towns”) entered into an Intermunicipal Agreement Between the Towns for the Construction, Management and Operation of a Septage Treatment Facility, as amended (the “IMA”); and

**WHEREAS**, the Orleans, Brewster and Eastham Groundwater Protection District was created by special act of the Legislature, Chapter 327 of the Acts of 1988, as amended, in recognition and in furtherance of the 1985 IMA; and

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

**WHEREAS**, the Towns subsequently amended the IMA and extended its term for an additional ten (10) years, until May 30, 2015; and

**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, which would have resulted in the IMA terminating on May 30, 2015; and

**WHEREAS**, the parties agreed to extend the IMA until December 31, 2016 and approved and executed a written amendment to the IMA, to that effect; and

**WHEREAS**, the Towns agreed to memorialize the rights and obligations of the parties in light of the cessation of operations at the Septage Treatment Facility, and the winding down of the District in a supplemental intermunicipal agreement relative to health insurance and pension benefits for retirees of the Orleans, Brewster and Eastham Groundwater Protection District effective January 1, 2017; and

**WHEREAS**, the Board of Managers under the January 1, 2017 supplemental IMA shall dissolve effective June 30, 2017, while the District will continue to have administrative responsibilities for utilities, security, insurance and other basic services that may be needed through September 2017 at which time the General Contractor will take possession of the site and commence the demolition of the facilities and restoration of the site; and

**WHEREAS**, the Town of Orleans has agreed to act as project administrator for the demolition contract and to process treasury warrants for utilities, security, insurance and other basic services from the July 1, 2017 through October 1, 2017 using remaining funds from the District account TD Bank; and

**WHEREAS**, the Towns desire to memorialize the rights and obligations of the parties with respect to the demolition of the Septage Treatment Facility and restoration of the site; and

**WHEREAS**, this intermunicipal agreement has been approved by the Boards of Selectmen of each Town, in accordance with G.L. c. 40, §4A;

**NOW THEREFORE**, the Towns, in consideration of the mutual covenants set forth herein, the provisions of this IMA and the authority set forth in G.L. c. 40, §4A, and every other power, hereby agree as follows:

1. Prior Agreements:

This IMA supplements the prior IMAs between the Towns relative to the Orleans, Brewster and Eastham Groundwater Protection District and/or the Construction, Management and Operation of a Septage Treatment Facility and/or Health Insurance and Pension Benefits for Retirees of the District.

2. General Administration:

The Towns recognize that the Septage Treatment Facility is under contract to be demolished with work scheduled to begin after September 7, 2017 and site restoration completed by April 2018.

As of June 30, 2017, the Board of Managers will be dissolved.

For purposes of administering the demolition and site restoration project, the Town of Orleans will administer the contract and is authorized to take any actions necessary to represent the collective best interest of the Towns.

With the exception of the responsibilities set forth in the IMA relative to Health Insurance and Pension Benefits for Retirees of the District, the Town of Orleans will act as agent for the Towns for all other matters relating to the winding down of the District's responsibilities as set forth in Section 3.

3. Financial Administration:

The Town of Orleans will also serve as the financial administrator for the costs associated with the demolition and site restoration project. The Town of Orleans shall forward invoices to the Towns of Brewster and Eastham for their respective 1/3 share of costs upon those costs becoming due, and the Towns of Brewster and Eastham shall forward payment for their respective shares within 14 business days of receipt of said invoices, unless other arrangements are made in writing between the Town of Orleans and the other Town(s).

The Town of Orleans will serve as the financial administrator for processing the payments associated with the demolition and site restoration project, as well as processing payments associated with winding down of the District's responsibilities including utilities, security, property and public officials liability insurances using remaining funds in the TD Bank account in the District's name. Orleans shall forward copies of all invoices to be paid to the Town Administrators in the other Towns for their review and approval.

4. Disputes:

The Towns agree to attempt to resolve any disputes that may arise under the IMA in an informal and cooperative fashion, prior to resorting to judicial remedies.

5. Records:

The Towns of Brewster and Eastham have the right to access and review, and upon request receive copies of, any documentation received, made or maintained by the Town of Orleans in connection with the implementation of this IMA. Any party to this agreement may cause an audit to be performed of records relative to this agreement. The Town of Orleans agrees to forward to the Towns of Brewster and Eastham periodic financial statements, at least once annually.

6. Maximum Financial Liability of the Parties:

Aside from the funds remaining in the TD Bank account in the District's name, which shall be used in connection with the winding down of the District's responsibilities, as referenced in Section 3, above, in no event shall any Town's individual financial liability under this agreement exceed 1/3 of the total costs for items identified under Section 2, above, and further, shall not exceed the total amounts appropriated by each Town's respective Town Meeting for the purposes of demolition and site restoration referenced herein, without the express written consent of all of the Towns.

7. Term:

This agreement shall be in effect from July 1, 2017 through June 30, 2018.

8. Amendment:

This agreement may be amended by the parties, in writing. No amendment shall become effective until it is approved by all three Towns in the manner specified in G.L. c. 40, §4A.

9. Filing:

Upon full execution, a copy of this agreement and any amendments thereto shall be filed with the Town Clerk of each member town as a public record.



10. Notices:

Any notices, demands or requests required to be given hereunder shall be deemed sufficiently given or served on any of the parties hereto if mailed, postage prepaid, to the Town Administrator(s) of each Town to the appropriate Town Hall address(es), or such other address(es) as shall be designated by the parties, in writing, for that purpose.

IN WITNESS WHEREOF, the parties have hereto set their hands and seals each by its Selectmen, authorized pursuant to votes of each Board of Selectmen in accordance with G.L. c. 40, §4A, who, however, incur no personal liability by reason of the execution hereof or anything herein contained. This agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.

TOWN OF ORLEANS

BY:

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

Date:

\_\_\_\_\_

Approved as to Form:

\_\_\_\_\_  
Orleans Town Counsel

TOWN OF BREWSTER

BY:

\_\_\_\_\_

TOWN OF EASTHAM

BY:

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

Date:

\_\_\_\_\_

Approved as to Form:

\_\_\_\_\_  
Eastham Town Counsel

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

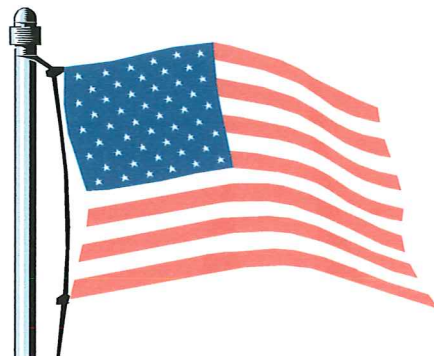
Approved as to Form:

\_\_\_\_\_  
Brewster Town Counsel

## Orleans 2017 Fourth of July Celebration

June 2, 2017

Eastham Selectboard  
Eastham Town Hall  
2500 State Highway  
Eastham, MA 02642



Dear Eastham Selectboard,

The Orleans 4<sup>th</sup> of July Celebration Committee would like to invite you to participate in the Orleans 4<sup>th</sup> of July Parade to be held at 10:00AM on Tuesday, July 4, 2017. Your service to your community is greatly appreciated and we would be honored if you would accept this invitation. Should you choose to participate you should arrive at the Orleans Elementary School by 9:30am.

Thank you for considering this request. We will contact you soon as to your decision.

A handwritten signature in blue ink, appearing to read "Jane Peno", written over a circular stamp.

Orleans 4th of July Celebration Committee  
Jane Peno, Co-Chair

ADMINISTRATION

JUN 12 2017

RECEIVED



# Town Administrator's Report

# INFORMATION



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642  
All Departments 508-240-5900  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

Info

DATE: June 7, 2017

TO: Jacqui Beebe, Town Administrator

FROM: Paul Lagg, Town Planner

CC: Tom Wingard, Building Commissioner  
Peter Wade, CPC Chair

RE: Community Preservation Project Signs

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The Community Preservation Committee (CPC) has started to require that approved projects install a sign at the project site acknowledging the use of CPA funds. The purpose of the signs are to acknowledge that funding for these projects is provided in part by the citizens of Eastham and to promote awareness of the program. Many other communities utilize similar signs for these purposes. The cost for the signs is covered under the CPC's administrative budget. In order to maintain an aesthetically appropriate and consistent design, the CPC has adopted a standard sign to be used at all of the project sites. A mockup of the standard sign adopted by the CPC is attached.  
*(Note, that sign installation is not required for affordable housing locations.)*

Although these CPA signs may be installed at various locations on both public and private property the signs themselves are essentially a municipal sign. The Eastham Sign Code does not contain any procedure for processing municipal signs. In order to facilitate the approval and installation the Building Commissioner and Town Planner recommend that the Board of Selectmen vote to waive the sign permit requirement for these CPA signs. This will allow the Committee to work with applicants to expedite the installation.

Please note the following:

The CPA Grant agreement specifically requires the installation of a sign on the site so the grantees/property owners have already agreed to this condition.

The Town Planner will fill out the sign permit application so we maintain accurate records but this waiver will allow the signs to be processed without additional administrative oversight.

Please let me know if you have any questions or concerns or if you would like additional information.



3



**CPA**

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**COMMUNITY PRESERVATION ACT**

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**This project is funded in part  
by the citizens of Eastham through  
the Community Preservation Act.**

18" x 24"

1/2" PVC with Dark Green Vinyl

Qty: 5 Single Sided

\$125 each

Info



## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642  
All Departments 508-240-5900  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

June 12, 2017

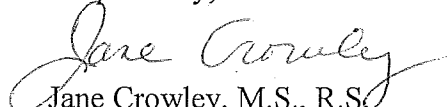
Commissioner John Lebeaux  
Massachusetts Department of Agricultural Resources  
251 Causeway Street, Suite 500  
Boston, MA 02114-2151

RE: Response to Eversource's Yearly Operation Plan

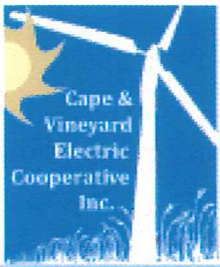
Dear Commissioner John Lebeaux:

The Eastham Board of Health has taken a position in opposition to application of herbicides as a method for controlling vegetation along the right of way. Non toxic alternatives to weed control exist through selective hand cutting and mechanical mowing. It is of critical importance in a community served by on site private wells that we continue to protect public health by protecting our ground water and surface waters. Eastham will continue to have private wells many years to come as we develop a municipal water system. To protect the municipal water system under construction it is our responsibility to safeguard the drinking water quality to the highest degree possible. The Eastham Board of Health has taken this position in opposition to herbicide application in the past and will continue to do so in the future. It is our responsibility to protect public health, the environment and the taxpayer investment in our water supply by being proactive advocates taking action to protect water quality.

Respectfully,

  
Jane Crowley, M.S., R.S.  
Eastham Health Agent

CC: Eastham BOH  
Eastham BOS✓



Cape & Vineyard Electric Cooperative, Inc.  
23H2 White's Path - Suite 2, South Yarmouth, MA 02664  
774-722-1812 www.cvecinc.org

Info

June 7, 2017

ADMINISTRATION

JUN 12 2017

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TO: Cape and Vineyard Electric Cooperative, Inc. Members  
ATTN: Town Managers/Administrators

As many of you may know, Eversource has filed a rate case with the Massachusetts Department of Public Utilities (DPU 17-05). Last Friday, June 1<sup>st</sup>, Eversource submitted revisions to the rates it proposed in its January 2017 rate case filing. In turn, on Monday CVEC submitted letters to the Attorney General and the DPU, supporting the Attorney General's request that the review period for Eversource's newly submitted rate case revisions be extended.

Under both the initial January filing by Eversource and its June 1<sup>st</sup> update, the value of several of the Net Metering Credit (NMC) components (Transmission, Transition, Distribution charges) are changing in a manner that will likely decrease the value of NMCs. Using the revisions to the rate case as submitted by Eversource, today our CVEC Executive Committee was able to review an estimated NMC calculation, demonstrating that there will likely be a detrimental impact to the value of NMCs if the rate case is approved as proposed by Eversource.

The decline in Net Metering Credit values is and should be a concern to our Members because all solar, wind and other renewable generation projects will produce less revenue (though should still be profitable overall to the Members and offtakers). The CVEC Board will meet as soon as possible to determine our course of action.

Please feel free to email or call the CVEC offices, or your representative, to gain further understanding and additional information on the matter. CVEC wanted to bring this to your attention because it will have an impact on your Town's finances.

Respectfully,

Leo G. Cakounes, President  
CAPE & VINEYARD ELECTRIC COOPERATIVE, INC.





## TOWN OF EASTHAM

2500 State Highway, Eastham, MA 02642 - 2544  
All departments 508 240-5900 Fax 508 240-1291  
[www.eastham-ma.gov](http://www.eastham-ma.gov)

*Info*

June 12 2017

Mary-Joe Perry:  
District Highway Director  
MDOT District 5  
1000 County St  
Taunton MA 02780

### **RE: Pedestrian Signal Route 6 at Samoset Road**

Dear Ms. Perry:

I am writing to you regarding the intersection of Route 6 with Samoset Road in Eastham. The pedestrian crossing is heavily used during the summer as traffic volumes make crossing impossible without the signal.

Many of our residents and visitors, however, are older and are afraid to use the signalized pedestrian crossing. The cycle starts with a white pedestrian symbol but after about 3 seconds it turns to a flashing red hand. This is disconcerting to a pedestrian has just entered the intersection and is not even close to the middle of the four lane road. The length of the pedestrian cycle appears short for those who do not walk fast.

We would appreciate if Mascot could verify that the signal is functioning correctly and that the crossing interval is correct for our high population of older residents and visitors. If there is any way that the pedestrian signals could be upgraded to countdown signals or other easier to understand pedestrian signal, it would be appreciated.

Sincerely,

Jacqueline W. Beebe  
Town Administrator

cc: Neil Andres, DPW Superintendent  
Eastham Board of Selectmen



David E. Pierce  
Director

# Commonwealth of Massachusetts

## Division of Marine Fisheries

251 Causeway Street, Suite 400

Boston, Massachusetts 02114

**ADMINISTRATION**

(617)626-1520

fax (617)626-1509

**JUN 14 2017**

**RECEIVED**

Board of Selectmen  
Town of Eastham  
Town Hall  
Eastham, MA 02642

Board of Selectmen  
Town of Orleans  
Town Hall  
Orleans, MA 02653

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that **bivalve shellfish** from areas OC:2 through OC:5 defined below **no longer contain biotoxins (Paralytic Shellfish Poison-(PSP))** from the phytoplankton *Alexandrium (spp.)* in excess of established standards. Area **OC:6, Salt Pond** in Eastham, remains **closed** to all shellfish harvesting. All areas OC:2 through OC:6 remain closed to the harvesting of **Moon snails (*Polinices duplicatus* and *Lunatia heros*)**.

Therefore, under authority of Massachusetts General Laws, Chapter 130, sections 74A and 75 and 322 CMR sections 7.01 (7), 7.02 and 10.00, the PSP closures for **bivalve shellfish** issued on May 4, 2017 **will be rescinded at sunrise on Saturday, June 10, 2017** in areas OC:2 through OC:5 (area **OC:6, Salt Pond** in Eastham, remains **closed** to all shellfish harvesting). Bivalve shellfish in areas currently classified as APPROVED and in the "open" status may now be harvested for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas classified as CONDITIONALLY APPROVED and in the "open" status are subject to the classification conditions. All areas OC:2 through OC:6 remain closed to the harvesting of **Moon snails (*Polinices duplicatus* and *Lunatia heros*)**.

**Status: Open to Bivalve Shellfish Harvesting.** These areas remain closed to the harvesting of **Moon snails (*Polinices duplicatus* and *Lunatia heros*)**.

### NAUSET SYSTEM OC:2 – OC:5

#### OC:2 NAUSET HARBOR, EASTHAM/ORLEANS

The waters, flats and all tributaries of Nauset Harbor in the Towns of Eastham and Orleans, northerly of a line drawn across the mouth of Mill Pond in the Town of Orleans; southerly of a line drawn across the Middle Channel at the Eastham/Orleans town line; southerly of a line drawn across the southern mouth of the Hemenway River in the Town of Eastham; and easterly of a line drawn across the mouth of Town Cove.



Charles D. Baker  
Governor

Karyn E. Polito  
Lieutenant Governor

Matthew A. Beaton  
Secretary

George N. Peterson, Jr.  
Commissioner

Mary-Lee King  
Deputy Commissioner

June 9, 2017

**OC:3 MILL POND, ORLEANS**

The waters, flats and all tributaries of Mill Pond in the Town of Orleans, southerly of a line drawn across the mouth of Roberts Cove.

**OC:4 TOWN COVE, ORLEANS/EASTHAM**

The waters, flats and all tributaries of Town Cove in the Towns of Eastham and Orleans, southwesterly of a line drawn from Snow Point in the Town of Orleans to the western side of the mouth to the Hemenway River at Fort Hill in the Town of Eastham.

**OC:5 NAUSET MARSH, EASTHAM**

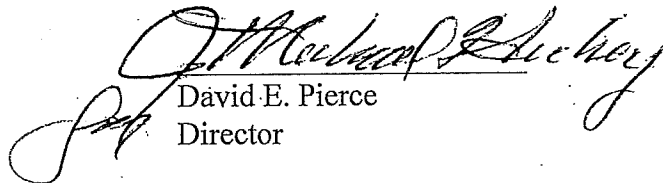
The waters, flats and all tributaries of Nauset Marsh in the Town of Eastham, northerly of a line drawn across the Middle Channel at the Eastham/Orleans Town Line; westerly of a line drawn across the mouth of Nauset Harbor; northerly of a line drawn across the mouth of the Hemenway River at Fort Hill in the Town of Eastham; and easterly of a line drawn across the entrance of Salt Pond in the Town of Eastham.

**Status: Closed to the harvest of all bivalve shellfish. Closed to Moon snails**

**OC:6 SALT POND, EASTHAM**

The waters, flats and all tributaries of Salt Pond in the Town of Eastham, westerly of a line drawn across the mouth of Salt Pond.

Sincerely,

  
David E. Pierce  
Director

~~cc: A. Gross, B. Perrin, P. Moran, DELE~~  
D. McKiernan, M. Hickey, T. Shields, DMF  
G. Peterson, Jr., M. King, DFG  
J. Hobill, DEP  
FDA, DPH  
M. O'Connor, Eastham Shellfish Constable  
N. Sears, Orleans Shellfish Constable



6/9/17  
Info

Board of Selectmen  
Eastham Town Hall  
2500 State Hwy  
Eastham MA 02642

ADMINISTRATION

JUN 12 2017

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To Whom It May Concern:

This letter is regarding the possibility of The Dollar General being built in the Town of Eastham. This type of business would be detrimental to the culture of our Town. I am in strong opposition to any chain businesses of this type being built in my Town and taking away from the small business culture of the lower Cape and Eastham specifically.

I do hope that The Board of Selectmen will object to the forward progress of this project. You are doing our Town, our small businesses and our residents a disservice by allowing a business of this type to set up in Eastham.

I hope you will step up to the plate for us and make sure The Dollar General is NOT built in Eastham.

Thank you,



Janna Drake  
505 Campground Road  
Eastham

info

ADMINISTRATION

JUN 15 2017

RECEIVED

June 13, 2017

To Whom It May Concern:

This letter is regarding the possibility of The Dollar General being built in the Town of Eastham. This type of business would be detrimental to the culture of our Town. Additionally, the proposed location would pose a danger to all residents and traffic along Route 6, a road that is already the cause of so many tragic accidents.

I am in strong opposition to any chain businesses of this type being built in my Town and taking away from the small business culture of the lower Cape and Eastham specifically.

I do hope that the Selectmen will object to the forward progress of this project. You are doing our Town, our small businesses and our residents a disservice and putting them in danger by allowing a business of this type to set up in Eastham.

I hope you will step up to the plate for us and make sure The Dollar General is NOT built in Eastham.

Thank you,

Gerald and Joanne Irish  
145 Aquinnah Road  
Eastham, Ma. 02642

Info

Board of Selectmen  
Eastham Town Hall  
2500 State Hwy  
Eastham MA 02642

ADMINISTRATION

JUN 15 2017

RECEIVED

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I do hope that The Board of Selectmen will object to the forward progress of this project. You are doing our Town, our small businesses and our residents a disservice by allowing a business of this type to set up in Eastham.

I hope you will step up to the plate for us and make sure The Dollar General is NOT built in Eastham.

Thank you,



Ashley Saul  
Hay Road  
Eastham



Board of Selectmen  
Eastham Town Hall  
2500 State Hwy  
Eastham MA 02642

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ADMINISTRATION

JUN 15 2017

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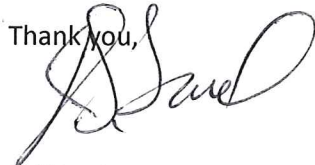
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I do hope that The Board of Selectmen will object to the forward progress of this project. You are doing our Town, our small businesses and our residents a disservice by allowing a business of this type to set up in Eastham.

I hope you will step up to the plate for us and make sure The Dollar General is NOT built in Eastham.

Thank you,



Jeff Saul  
Hay Road  
Eastham

Board of Selectmen  
Eastham Town Hall  
2500 State Hwy  
Eastham MA 02642

Info

ADMINISTRATION  
JUN 15 2017  
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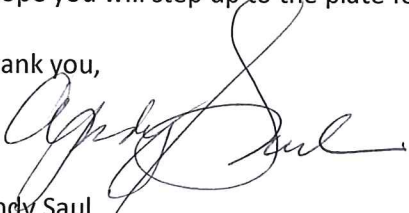
To Whom It May Concern:

This letter is regarding the possibility of The Dollar General being built in the Town of Eastham. This type of business would be detrimental to the culture of our Town. I am in strong opposition to any chain businesses of this type being built in my Town and taking away from the small business culture of the lower Cape and Eastham specifically.

I do hope that The Board of Selectmen will object to the forward progress of this project. You are doing our Town, our small businesses and our residents a disservice by allowing a business of this type to set up in Eastham.

I hope you will step up to the plate for us and make sure The Dollar General is NOT built in Eastham.

Thank you,

  
Cindy Saul  
Hay Road  
Eastham