

TOWN OF WELLFLEET
BOARD OF SELECTMEN
Minutes - December 19, 1994

The meeting was called to order at 7:00 p.m. by Chairwomen Carolina Kiggins in the Library Meeting Room. Selectmen present included Robert S. Costa, David H. Ernst, and Cynthia Paine. Ira Wood was absent. Town Administrator Julia Enroth also attended.

Open Session:

* Richard Dickey gave the Board of Selectmen some photographs showing the shellfish propagation work of the Mass Bays program;

* Ruth Rickmers queried the Board of Selectmen regarding the parking signs in the Town Hall Parking Lot, suggesting that the signs indicating seasonal parking limits be draped so as to avoid confusion for the public.

It was announced that Town offices will be closed on Monday, December 26, 1994 and Monday, January 2, 1995, as these are legal holidays.

It was moved and seconded and voted unanimously to adopt the minutes of the December 12th meeting with an addition on pp 2-3 indicating that the Board wanted Mrs. Parsons to be contacted verbally and that a follow-up letter be sent regarding use of the school ball field.

It was moved and seconded to award the Gull Pond Lease bid to John and Heidi Ferreira d/b/a Jack's Boat Rental, Inc. for \$3,000 for the first year with 10% increases for each subsequent year of the 5-year lease. Theirs was the only bid received and all requirements listed in the specifications were met. Robert Costa suggested that in the future the minimum bid requirement not be less than the current year's payment, in order not to lose money for the Town.

At 7:15 p.m., the Board of Selectmen spoke with Ruth Rickmers regarding her desire to serve as member-at-large on The Task Force. Her vision for the Council on Aging building project was discussed. The Board thanked Mrs. Rickmers for her interest and will take the matter under advisement.

It was moved and seconded to add the tractor-trailers' lease/purchase to the Capital Improvement Plan FY'96-99, as it was inadvertently omitted from the CIP in preparation.

At 7:35 p.m. the Board of Selectmen held a show-cause hearing for Tang Dynasty. Attorney Terkanian and Steven Tang were present for discussion, which centered around the fact that the premises remained closed far past the reopening date stipulated by the licensing board and that attention be given to using appropriate signage. Robert Costa then moved and David Ernst seconded the motion to deny renewal of Tang's year-round liquor license and to recommend that they apply for a seasonal liquor license. The vote for was unanimous.

It was duly moved and seconded to approve the liquor license renewal application for Finely JP's. The vote for was unanimous.

Harbormaster Glenn Shields came before the Board to explain the application for the designation of Wellfleet Harbor as a No Discharge Zone. It was duly moved and seconded to take the Harbormaster's recommendation to apply for Wellfleet Harbor's designation as a No Discharge Zone, and to prepare a letter and the necessary paperwork for the State to be signed at the next meeting in two weeks. The vote for was unanimous.

David Ernst stepped down at this time.

The Board of Selectmen held a public hearing at 8:00 p.m. to consider the addition of certain language to each grant-holder's license. Carolina Kiggins and Cynthia Paine each read a personal disclosure regarding their ownership of salt-water tidelands, Kiggins on Chequessett Neck Road and Paine at the end of Paine Hollow Road. After Town Counsel Michael Ford spoke with his comments regarding the wording of the additional language, the Board recognized Attorney Ed Englander as representing the Massachusetts Aquaculture Association. Mr. Englander presented the Board and Mr. Ford with a rewrite of the paragraph for consideration. Several grant holders - most of them members of the Massachusetts Aquaculture Association - spoke with their concerns. It was duly moved and seconded to continue the public hearing to Jan 9, 1995, at 8:00 p.m. The vote for was unanimous.

Mr. Ernst again took his place on the Board.

Pam Rubinoff and Paul Conor spoke with the Board about the Harbor Management Plan, and discussed a possible procedure for incorporation of citizen/Board comments. It was agreed that there was need for an "internal" review before a public meeting to be held in conjunction with the Natural Resources Advisory Board. Ms. Rubinoff will help to coordinate the review of the Harbor Management Plan and the Local Comprehensive Plan, as far as the Cape Cod Commission is concerned.

It was general concensus of the Board to allow the Police Chief to put up two road signs provided as part of the D.A.R.E. program, if there is no objection by the Elementary School Principal.

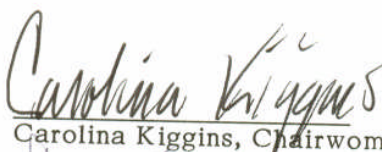

Robert Costa noted that as the issue of upland ownership of tidal flats is investigated further, attention should be given to approving applications for shellfish grant licenses which may be contingent upon documentation of agreement from the upland owner and to remove the language previously inserted in the leases of Robert W. Rowell and Alton Atwood that required written documentation of agreement with the inshore property owner.

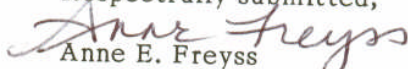
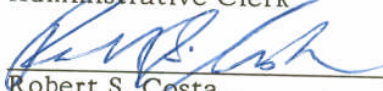
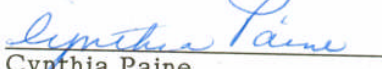
It was moved and seconded to approve the business license renewals for Vintage Auto Center, Wellfleet Bay Wildlife Sanctuary, Wellfleet Cinemas/Wellfleet Drive-In. The vote for was unanimous.

It was duly moved and seconded to approve the common victualler license renewal for Maurice's Campground. Kiggins, Costa and Ernst voted for (Paine recused herself).

It was duly moved and seconded to approve the common victualler license renewals for Celeste's Depot Cafe, the Lighthouse Restaurant, South Wellfleet General Store, Joseph Lema & Son, Inc., and Cumberland Farms. Kiggins, Ernst and Paine voted for (Costa recused himself).

This meeting adjourned at 9:30 p.m.


Carolina Kiggins, Chairwoman

David H. Ernst
BOARD OF SELECTMEN

Respectfully submitted,

Anne E. Freyss
Administrative Clerk

Robert S. Costa

Cynthia Paine