

Board of Selectmen
Library Meeting Room
February 12, 1996
Minutes

The meeting was called to order at 7:00 p.m. by Chairwoman Carolina Kiggins. Selectmen present included Cynthia Paine, David Ernst and Ira Wood. Selectman John Ryerson was absent. Town Administrator John Hinckley was also in attendance.

Attorney Harry Terkanian met with the Board to discuss Land Court petition No. 9509-S-1996-01. Mr. Terkanian explained that an error in the road layout of Long Pond Road of 42/100 of a foot had delayed approval of the plan, that the discrepancy had been resolved, and that the petitioner, Mr. David Johnson, wishes to sell this property to Mr. Terkanian's client. Discussion included Town Counsel's February 8, 1995 and February 12, 1996 legal opinions. Per Town Counsel's recommendations and on a motion duly made and seconded, the Board voted unanimously to notify the Land Court that it has no objection to this petition as it is Town Counsel's opinion that the interest of the Town in Long Pond Road are not affected by the proposed plan and to sign an Assent stating that "The Town of Wellfleet acting by its Board of Selectmen has no objection to said petition with respect to highway interests and assents to the allowance of the same."

On a motion duly made and seconded, the Board voted 2-0-2, with Ernst and Wood abstaining (they had not attended the meeting), to approve the minutes of February 5, 1996 as printed.

Board reports included:

- a) Selectwoman Paine noted substance abuse and violence problems in area schools and requested that citizens with comments or suggestions bring them to her attention.
- b) Selectman Ernst noted 1) that the Lower Cape Water Management Task Force would be requesting a meeting with the Board to update them on the activities of the Task Force and 2) the upcoming report from the Committee on County's. There was a consensus that the Town Administrator will draft a letter reflecting support of county government for review by the Board.

The Board discussed the Draft Demolition Delay Bylaw. Also in attendance were Town Planner Walter Stratton and Planning Board members Janet Bell, Ben Gitlow, Jean Pilcher, David Wright and Alan Platt. Discussion included:

- a) intent of draft bylaw
- b) enforcement agency - Historical Commission or designating another committee
- c) length of delay before demolition
- d) other communities which have already adopted a similar bylaw

On a motion duly made and seconded, the Board voted unanimously to approve, in principal, the Draft Demolition Delay Bylaw submitted by the Planning Board for submission to the Annual Town Meeting warrant. There was a consensus that a public hearing will be held

by the Planning Board.

The Board of Selectmen adjourned at 8:09 p.m. and Chairman Ira Wood convened a meeting of the Park Commissioners. The Commissioners held a public hearing to discuss proposed improvements to Hamblen Park. Town Planner Walter Stratton, Cape Cod Commission representatives Sharon Rooney and Tana Watt were also in attendance. Discussion included:

- a) problems with destruction of ground vegetation and wind and water erosion
- b) funds for improvements - potential funds noted included the Town's Capital Dune and Beach Control budget and possible grants
- c) handicapped accessibility
- d) signage
- e) use of the area by bicycles and motor bikes

There was consensus that restorative improvements to the park should be "kept simple".

At 9:00 p.m. Chairwoman Kiggins reconvened the meeting of the Board of Selectmen.

The Board discussed the following:

- a) On a motion duly made and seconded, the Board voted 3-0-1, with Paine abstaining, to appoint Glenn Morrow to the Conservation Commission through 6/30/98.
- b) On a motion duly made and seconded, the Board voted unanimously to appoint Meg Conor to the Natural Resources Advisory Board through June 30, 1998.
- c) On a motion duly made and seconded, the Board voted unanimously to appoint Louise Brooks to the Local Comprehensive Plan Coordinating Committee through June 30, 1996.
- d) On a motion duly made and seconded, the Board voted 3-1-0, with Paine voting against, to appoint Brent Harold to the Local Comprehensive Plan Coordinating Committee through June 30, 1996.
- e) On a motion duly made and seconded, the Board voted unanimously to appoint (John) Phillip Johnson to the Local Comprehensive Plan Coordinating Committee through June 30, 1996.
- f) On a motion duly made and seconded, the Board voted unanimously to appoint Herbert Daitch to the Local Comprehensive Plan Coordinating Committee through June 30, 1996.
- g) On a motion duly made and seconded, the Board voted unanimously to appoint Dale Donovan to the Local Comprehensive Plan Coordinating Committee through June 30, 1996.
- h) On a motion duly made and seconded, the Board voted unanimously to appoint Roger Putnam to the Barnstable County Coastal Resources Committee to fill the vacancy created by the resignation of Al Haven.
- i) "Keeping Cape Cod Alive, a Regional Traffic Study" - there was a consensus of the Board that the Police Chief will coordinate and submit the proposal
- j) The Lighthouse Restaurant's Request for Closure - on a motion duly made and seconded, the Board voted unanimously to honor the

request of the Lighthouse Restaurant for closure from February 27, 1996 through March 28, 1996.

k) Massachusetts Municipal Association Model Resolution on Local Aid for Fiscal 1997 - on a motion duly made and seconded, the Board voted unanimously to accept, sign and forward the petition.

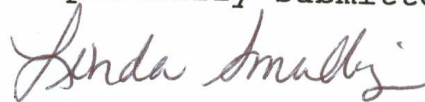
l) Annual Nomination Form for the appointment of Town/City Animal Inspector - on a motion duly made and seconded, the Board voted unanimously to appoint Terry White as Animal Inspector through March 31, 1997.

m) Beach Administrator's recommendation regarding beach vendors - on a motion duly made and seconded, the Board voted unanimously to accept the Beach Administrator's recommendation to offer a second year to Ignatious Dogs at LeCount Hollow Beach and Dogs by the Sea at Newcomb Hollow Beach. On a motion duly made and seconded, the Board voted unanimously to offer concession services at White Crest Beach out to bid.

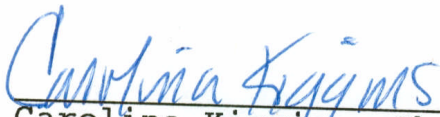
n) Policy on Obtaining Legal Opinions - on a motion duly made and seconded the Board voted unanimously to approve the policy as amended during the discussion.

The meeting adjourned at 10:02 p.m.

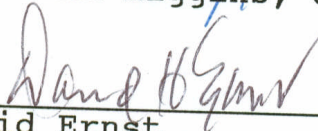
Respectfully submitted,



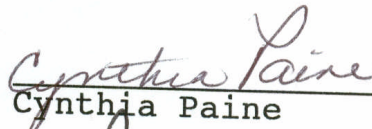
Linda Smulligan
Administrative Assistant



Carolina Kiggins, Chair



David Ernst



Cynthia Paine



Ira Wood