

**AGENDA
BOARD OF SELECTMEN
MONDAY, NOVEMBER 16, 2020
WAQUOIT MEETING ROOM
MASHPEE TOWN HALL
16 GREAT NECK ROAD NORTH
MASHPEE, MA 02649**

MASHPEE TOWN CLERK

NOV 12 2020

RECEIVED BY: VR

Virtual / Remote Meeting

Broadcast Live on Local Cable Channel 18

Public Call in Number: (508) 539-1400 extension 8585 for Public Comment and Public Hearings

Streamed Live on the Town of Mashpee Website: <https://www.mashpeema.gov/channel-18>

6:30 p.m. – Convene Meeting in Open Session

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MINUTES

Approval of the following: Monday, November 2, 2020 Regular Session

APPOINTMENTS & HEARINGS

- Public Comment: ****Call in Number (508) 539-1400 extension 8585****
- 6:35 pm: Public Hearing: Tax Classification Hearing ****Call in Number (508) 539-1400 extension 8585****
- Presentation by Cape & Vineyard Electric Cooperative (CVEC): *CVEC Representatives: Liz Argo, Maria Marasco*
- Discussion and Approval of Special Event and Fire Permit on South Cape Beach: November 27, 2020: *Robert Weekes*
- Discussion and Approval of Acceptance of the Following Resignations:
 - Conservation Commission: Associate Member (Term Expires June 30, 2021): *Martin Bregman*
 - Conservation Commission: Member at Large (Term Expires June 30, 2022): *John Swartzbaugh*
- Discussion and Approval of Appointment to the Following:
 - Mashpee TV Board (Term Expires May 21, 2022): *Wayne Taylor*
 - Shellfish Commission-Associate Member (Term Expires June 30, 2021): *Vernon Pocknett*

COMMUNICATIONS & CORRESPONDENCE

OLD BUSINESS

1. Update, Discussion and Possible Action Relative to COVID-19

NEW BUSINESS

1. Discussion and Approval of Eversource Petitions for Cable and Conduit Locations for the Following:
 - Assistant Town Manager Wayne Taylor*
 - Petition #4103442: Main Street (Route 130) Hearing Held November 16, 2020 3 pm
 - Petition #4095406: Red Brook Road, Great Oak Road, Great Neck Road South Hearing Held November 16, 2020 3:05 pm
2. Discussion of Town Meeting Options
3. Discussion and Approval of Letter from the Environmental Oversight Committee re: Chapter 107: Nitrogen Control Bylaw
4. Discussion and Approval of Letter of Support for Cape Cod and Plymouth Regional Economic Development Organization "REDO" Grant Proposal
5. Discussion and Approval of January through June 2021 Board of Selectmen Meeting Schedule

ADDITIONAL TOPICS

(This space is reserved for topics that the Chairman did not reasonably anticipate would be discussed)

LIAISON REPORTS

TOWN MANAGER UPDATES

EXECUTIVE SESSION

- Discussion of Police Captain Thomas Rose Personal Services Contract

RECONVENE OPEN SESSION

- ❖ Discussion, Approval and Ratification of Personal Services Contract: *Police Captain Thomas Rose*

ADDITIONAL TOPICS

(This space is reserved for topics that the Chairman did not reasonably anticipate would be discussed)

ADJOURNMENT

**AGENDA
BOARD OF SELECTMEN
MONDAY, NOVEMBER 2, 2020
WAQUOIT MEETING ROOM
MASHPEE TOWN HALL
16 GREAT NECK ROAD NORTH
MASHPEE, MA 02649**

Virtual / Remote Meeting

Broadcast Live on Local Cable Channel 18

Public Call in Number: (508) 539-1400 extension 8585 for Public Comment and Public Hearings

Streamed Live on the Town of Mashpee Website: <https://www.mashpee.ma.gov/channel-18>

6:30 p.m. – Convene Meeting in Open Session

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MINUTES

Approval of the Following:

Monday, October 5, 2020 Regular and Executive Sessions; Monday, October 19, 2020 Regular Session

APPOINTMENTS & HEARINGS

➤ Public Comment: ***Call in Number (508) 539-1400 extension 8585***

➤ 6:35 pm: Public Hearing: (Continued from August 24, 2020): ***Call in Number (508) 539-1400 extension 8585***

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 mil) (50 milliliter (ml) container) **and, Further**, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety

➤ Eversource Presentation on Projects in the Town of Mashpee

➤ Discussion and Approval of Snow Plow Contractor Rates: *Department of Public Works Director Catherine Laurent*

➤ Discussion and Approval of Acceptance of the Following Resignations:

Mashpee Community Garden Committee, Members-at-Large:

Irene Checkovich, Pamela McCarthy, Anthony Oliver

Shellfish Commission: Recreational Representative: *Marcus Hendricks*; Associate Member: *Darryl Christensen*

➤ Discussion and Approval of Appointment to the Following:

Mashpee Community Garden Committee:

William Nay (Term Expires June 30, 2023); Lynn Harris (Term Expires June 30, 2022);

Frank Gallelo (Term Expires June 30, 2021)

Mashpee Inclusion & Diversity Committee: *Dan Kupferman (Term Expires June 30, 2022)*

Cultural Council: *Janet Wright (Term Expires: September 30, 2023);*

Merrill Blum (Term Expires: September 30, 2022)

Shellfish Commission: Recreational Representative: *Darryl Christensen (Term Expires: June 30, 2023)*

COMMUNICATIONS & CORRESPONDENCE

BOARD OF SELECTMEN AGENDA NOVEMBER 2, 2020 (CON'T)

OLD BUSINESS

1. Update, Discussion and Possible Action Relative to COVID-19

NEW BUSINESS

1. Discussion of Dredging Project at Mashpee Neck Marina: *Department of Natural Resources Director (or designee)*
2. Discussion and Approval of Payment to Cabot Risk Strategies, LLC from the Injured on Duty Fund
3. Update from Town Manager regarding Pickleball Courts
4. Discussion of Comcast Contract Negotiations
5. Discussion and Approval of Appointment of a Selectmen Representative to the Mashpee Commons Development Agreement Negotiating Team

LIAISON REPORTS

TOWN MANAGER UPDATES

ADDITIONAL TOPICS

(This space is reserved for topics that the Chairman did not reasonably anticipate would be discussed)

EXECUTIVE SESSION

ADJOURNMENT

Board of Selectmen
Minutes
November 2, 2020

Present: Selectman John J. Cotton, Selectman Thomas F. O'Hara, Selectman Carol A. Sherman,
Selectman Andrew R. Gottlieb, Selectman David W. Weeden
Town Manager Rodney C. Collins
Assistant Town Manager Wayne E. Taylor

Meeting Called to Order by Chairman Cotton at 6:30 p.m.
Mashpee Town Hall, Waquoit Meeting Room

Chairman Cotton acknowledged that Selectman Thomas F. O'Hara would be participating virtually and remotely for this meeting.

MINUTES

Monday, October 5, 2020 Regular and Executive Sessions; Monday, October 19, 2020 Regular Session:

Motion made by Selectman Gottlieb to approve the Regular and Executive Session minutes of Monday, October 5, 2020 and Regular Session minutes of Monday, October 19, 2020 as presented.

Motion seconded by Selectman Sherman.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

APPOINTMENTS & HEARINGS

Public Comment: None at this time.

Public Hearing: (Continued from August 24, 2020):

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 ml) (50 milliliter (ml) container) and, Further, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety:

Acting as the Licensing Authority for the Town of Mashpee, the Board of Selectmen opened the Public Hearing continued from August 24, 2020 on the Banning of the Sale of Alcohol Nips (50 ml) and the Banning of the Sale of Alcohol Nips in Containers of up to 100 ml in size as a Condition of any New, Renewed and/or Transferred License based on the considerations of public health, welfare and safety. Carol A. Sherman, Clerk read the Public Hearing Notice into record in accordance with posting requirements.

It was disclosed that numerous emails both for and against were received in the response to this Public Hearing. The Board was also in receipt of a petition to stop the ban on small sized liquor bottles. Communication with respect to this regard is retained on file in the Office of the Town Manager/Board of Selectmen.

Board of Selectmen
Minutes
November 2, 2020

APPOINTMENTS & HEARINGS

Public Hearing: (Continued from August 24, 2020):

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 mil) (50 milliliter (ml) container) and, Further, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety: (continued)

The Board opened the Hearing to solicit comment.

Dena M. Rymsha, Liberty Liquors indicated she has been a responsible business leader for the past 25 years in the Mashpee community. With today's economic climate and due to the pandemic this is the worst time to institute a ban. Ms. Rymsha noted that at the last meeting the Select Board decided to defer their decision for two months conditioning the proposal that a plan be developed for littering in the midst of a global pandemic.

Ms. Rymsha recommended not focusing on one issue, but working together as a team and as a community to get to the root of the problem. As an industry the liquor licensed establishments have contacted wholesalers and others to support the clean-up of the town. Ms. Rymsha stated the businesses are trying to work together while struggling to keep their heads above water during this time. Ms. Rymsha suggested the Board give businesses time and grant the residents a voice in this Democratic process. It was recommended the matter be deferred to the spring town meeting to let the voters decide the outcome.

Ryan Kelleher a salesman of a large beer and wine wholesaler stated the proposal to ban alcohol nips does not make sense during hard times and local business decline. Retailers are expected to have substantially reduced revenues that may require a decrease in staff hours with possible layoffs. Mr. Kelleher agreed that litter is a problem which needs to be solved in the Town of Mashpee. It was recommended that more recycling bins be placed in high traffic areas. Mr. Kelleher also conveyed the timeframe of two months to develop a reasonable proposal is not realistic especially when over 500 Mashpee residents have voiced objection to the proposal. Mr. Kelleher supported the recommendation of Ms. Rymsha to open this matter to the residents to let the people of Mashpee determine the outcome.

Pete Proveneher indicated he believes in self-reliance and the freedom of choice. His primary concern in the safety problem effecting the residents as alcoholic nips encourage drinking on the go which results in driving under the influence and throwing containers out the window after consumption. Mr. Proveneher recommended the Board eliminate what is causing the problem, alcohol nips. An additional area of concern is litter. As a citizen Mr. Proveneher noted that he regularly collects litter from the roadways. Alcohol nips are a main source of litter that is tossed out of vehicles with drivers possibly impaired. Many residents are trying to get outdoors during this time of the pandemic and he is concerned with the safety of others.

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APPOINTMENTS & HEARINGS

Public Hearing: (Continued from August 24, 2020):

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 mil) (50 milliliter (ml) container) and, Further, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety: (continued)

Bryan Anderson owner of Andy's Market stated that he believes a vote of cancelling the sale of alcohol nips should be a vote of the Town and not a group of individuals making the decision. Mr. Anderson recommended the Board consider the decision at town meeting. Mr. Anderson also indicated the banning of the sale of alcohol nips will drastically affect many small businesses. A ban in two or four months is considered sudden. Mr. Anderson informed the Board the industry has met, but it has been very difficult to get all parties together during the pandemic to work towards a solution as many business owners are working 65 hours per week.

Dena Rymsha spoke again on this matter stating that those who leave a liquor store are rarely driving under the influence. Ms. Rymsha asked why is liquor industry is the only type of business banning together to clean-up the town.

Robert Million, Director of the Massachusetts Package Stores Association (MPSA) indicated the entire industry is working to address this issue across the state. The real issue is littering, it is not just alcohol nip bottles. As a community of retailers we are trying to solve the issue of litter. Mr. Million respectfully requested the Select Board grant additional time to solve the litter problem by having clean-ups and working together to get this done.

In closing there was a brief comment in support of additional waste receptors. But when all is said and done, nip drinkers may continue to throw their emptied container out the window.

Being no further comment, the Board of Selectmen acted as follows;

Motion made by Selectman Gottlieb to close the Public Hearing.

Motion seconded by Selectman Sherman.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes

Selectman O'Hara, yes

Selectman Sherman, yes

Selectman Gottlieb, yes

Selectman Weeden, yes

Opposed, none

The Board continued their discussion. It was noted that communication was received from the Mashpee Chamber of Commerce dated October 20, 2020 stating that no member of the business community has contacted the Chamber with regards to the bottle issue. The Chamber in their memorandum stated it is their decision to remain neutral at this time and for the Select Board to continue to advise on this matter.

Board of Selectmen
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November 2, 2020

APPOINTMENTS & HEARINGS

Public Hearing: (Continued from August 24, 2020):

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 ml) (50 milliliter (ml) container) and, Further, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety: (continued)

As discussion continued there was disappointment as the liquor businesses have not communicated to the Town to seek ways to solve this problem, especially when time was allocated to gather 500 signatures for the petition. There was also concern as the industry has consistently made minimal effort to support the proposed bottle bill on the sale of alcohol nips.

On social media there were recommendations in support of a bottle bill on the sale of alcohol nips. It was revealed the Board of Selectmen does not have this authority on the local level. A bottle bill was proposed by Representative Randy Hunt previously, but it lacked support and failed on the State level.

After consulting a liquor store in Bar Harbor, ME where the bottle bill is instituted on alcohol nips, the bottle deposit does not stop the users from purchasing or throwing the bottles out the window. The issue remains a public safety matter and a public nuisance. However, since the bill was enacted there is no litter of alcohol nips.

It was agreed that Representative David Vieira would be consulted regarding this matter. Representative Vieira also represents the Town of Falmouth where the ban on the sale of alcohol nips was passed with little objection. This initiative may prove beneficial to both towns.

Selectman O'Hara indicated he recently discussed this matter with Representative Vieira who was noted to be receptive to bring forth this approach to the governing legislation. In fairness to the business owner it is not reasonable to target the retailer rather than the consumer who is ultimately responsible for littering. It was suggested the Board take incremental steps to advocate the bottle bill with a deposit of \$0.50 or \$1.00 per bottle, and to work together to schedule a general clean-up of the Town of Mashpee.

If the ban on the sale of alcohol nips was instituted, the restriction would become a condition of the license. The Board of Selectmen has the ability to schedule a Public Hearing to make amendments to the license where appropriate and if a solution has been developed.

Motion made by Selectman O'Hara to table the discussion on this matter to June 1, 2020.
There was no second. The motion did not carry.

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APPOINTMENTS & HEARINGS

Public Hearing: (Continued from August 24, 2020):

Adoption of a Local Licensing Regulation per G.L. c. 138, §23 and Board of Selectmen Policy #068, Alcoholic Beverages Licenses (Section III – Package Store All Alcohol), Banning the Sale of Alcohol Nips (50 mil) (50 milliliter (ml) container) and, Further, Banning the Sale of Alcohol Nips in Containers of up to 100 ml in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed Pursuant to G.L. c. 138, §15 Based on Considerations of Public Health, Welfare and Safety: (continued)

Motion made by Selectman Gottlieb to adopt the Ban on the Sale of Alcohol Nips (50 mil) (50 milliliter (ml) container), and further Ban the Sale of Alcohol Nips in Containers of up to 100 mil in size, as a Condition of any New, Renewed and/or Transferred License for Establishments Licensed pursuant to G.L. c. 138, §15 based on Considerations of Public Health, Welfare and Safety. The Ban is applicable with the License Renewals for 2021, with an effective date of July 1, 2021. If there is no serious issue of good faith to develop a solution, the ban will take effect. In the event a solution is developed there is time for the Board of Selectmen to re-consider an amendment to the license condition.

Motion seconded by Selectman Sherman.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

The above referenced motion is a condition of the License Renewal. The Ban will take effect July 1, 2021 unless otherwise decided by the Board of Selectmen.

Eversource Presentation on Projects in the Town of Mashpee:

The Board of Selectmen met with Ronit Goldstein and Terri Feuersang, representatives of Eversource to review the 2020 Underground Duct System Improvement project in the Town of Mashpee.

The Town is expected to receive updates in areas to support 4,000 customers. The sites include Mashpee along Route 130 to Sandwich, and in New Seabury, the Popponesset Peninsula, the Greensward Road and South area as well as Cross Road and Garden Street. Most of the work involves cable and conduit.

It was noted the projects have been presented in detail to the Assistant Town Manager and DPW Director. The project also involves easements with private landowners. Work will be fully vetted with the Director of the Department of Public Works.

A Public Hearing sponsored by the Board of Selectmen is scheduled to be held on November 16, 2020. With proper permitting it is anticipated the project would begin at the end of this year. There will be public outreach with a point of contact for specific needs. Signage will announce the work along the roadways. There will be no overnight displacement. In the private road areas some of which are not occupied to date, project needs will be reviewed with the developer who retains control of the private areas.

There is no health implications related to this project. The exact level of voltage will be verified and disclosed to the Town Administrator/Board of Selectmen.

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APPOINTMENTS & HEARINGS

Eversource Presentation on Projects in the Town of Mashpee: (continued)

There was concern with regards to areas of archeological sensitivity, and the potential to impact ancient burials and homelands. This matter would be further addressed and verified to conform to environmental and archeological sensitivity. In the public roadways, all work would be conducted in the actual road layout.

Discussion and Approval of Snow Plow Contractor Rates: Department of Public Works Director Catherine Laurent:

Catherine Laurent, Director of Public Works recommended the Board of Selectmen approve an increase to the FY2021 Snow Plow Contractor Rates to attract and maintain contractors. The rate increases for the 4WD vehicles was reflected in a memorandum to the Select Board dated October 28, 2020.

Ms. Laurent indicated the rate increases will remain competitive with comparable towns and with MassDOT. The last rate increase was FY19. Failure to hire a sufficient number of contractors would delay the Town's response during and after a snow storm event. Approximately 20 contractors are hired each season.

Motion made by Selectman Gottlieb to accept the recommendation of the DPW Director to increase the FY21 Snow Plow Contractor Rates as presented.

Motion seconded by Selectman Sherman.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

Discussion and Approval of Acceptance of the Following Resignations:

Mashpee Community Garden Committee, Members-at-Large:

Irene Checkovich, Pamela McCarthy, Anthony Oliver:

The Board of Selectmen was in receipt of resignation letters from Irene Checkovich, Pamela McCarthy and Anthony Oliver from the Mashpee Community Garden Committee as members-at-large.

Motion made by Selectman Gottlieb to accept the letters of resignation from Irene Checkovich, Pamela McCarthy and Anthony Oliver with appreciation for their service, and to the success of the Community Garden Committee.

Motion seconded by Selectman Weeden.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

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Shellfish Commission: Recreational Representative: Marcus Hendricks; Associate Member: Darryl Christensen:

Correspondence was received from Donovan McElligatt; Shellfish Constable dated October 14, 2020 recommending approval of the resignation of Marcus Hendricks, and appointment of Associate Member Darryl Christensen to full voting status serving as the second Recreational Representative to the Shellfish Commission.

Motion made by Selectman Gottlieb to approve the resignation of Marcus Hendricks from the Shellfish Commission with regret.

Motion seconded by Selectman O'Hara.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

Discussion and Approval of Appointment to the Following:

It was noted that all vacancies have been advertise, and the candidates have been interviewed and recommended for appointment by the respective committees, councils and commissions.

Mashpee Community Garden Committee:

William Nay (Term Expires June 30, 2023); Lynn Harris (Term Expires June 30, 2022);

Frank Gallelo (Term Expires June 30, 2021):

The Board of Selectmen reviewed the letters of interest to serve on the Community Garden Committee.

Motion made by Selectman Gottlieb to appoint the following to the Community Garden Committee;

William Nay – Term to expire; June 30, 2023,

Lynn Harris – Term to expire; June 30, 2022,

Frank Gallelo – Term to expire; June 30, 2021.

Motion seconded by Selectman O'Hara.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

Mashpee Inclusion & Diversity Committee: Dan Kupferman (Term Expires June 30, 2022):

Motion made by Selectman Gottlieb to appoint Dan Kupferman to the Mashpee Inclusion & Diversity Committee with a term to expire; June 30, 2022.

Motion seconded by Selectman O'Hara.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

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Cultural Council: Janet Wright (Term Expires: September 30, 2023);
Merrill Blum (Term Expires: September 30, 2022):

**Motion made by Selectman Gottlieb to appoint the following to the Cultural Council;
Janet Wright – Term to expire; September 30, 2023,
Merrill Blum – Term to expire; September 30, 2022.**

Motion seconded by Selectman Sherman.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

Shellfish Commission: Recreational Representative: Darryl Christensen (Term Expires: June 30, 2023):

**Motion made by Selectman Gottlieb to appoint Darryl Christensen to the Shellfish Commission as a
Recreational Representative for a term to expire; June 30, 2023.**

Motion seconded by Selectman O'Hara.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes	Selectman O'Hara, yes	Selectman Sherman, yes
Selectman Gottlieb, yes	Selectman Weeden, yes	Opposed, none

OLD BUSINESS

Update, Discussion and Possible Action Relative to COVID-19:

Town Manager Rodney C. Collins updated the Select Board of matters relative to COVID-19 as follows;

There is one new positive case bringing forth a total of 109 cases with 6 persons in isolation.

Governor Charles D. Baker has issued new Executive Order regarding COVID19 measures effective November 6, 2020. This includes;

Mandatory Night-Time Closing Period for Certain Businesses and Activities;

Businesses, facilities or activities included in the categories listed must close their premises to the public each day not later than 9:30 p.m. and may not re-open their premises to the public before 5:00 a.m.,

Restriction on Service and Sale of Alcohol and Adult-Use Cannabis during the Mandatory Closing Period.

Included is the directive from the Department of Public Health the Stay at Home Advisory urges all persons in the Commonwealth to remain at home between the hours of 10:00 p.m. and 5:00 a.m. to slow the spread of the virus, preserve hospital capacity and to save lives.

Face coverings are required at all public places. The gatherings at private residences are limited to 10 indoors and limited to 25 persons outdoors.

At this time Town Manager Collins has recommended that Town Hall remain on its current status with limited access to the public.

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November 2, 2020

NEW BUSINESS

Discussion of Dredging Project at Mashpee Neck Marina: Department of Natural Resources Director (or designee):

The Board of Selectmen reviewed communication received from Department of Natural Resources Director Ashley Fisher dated November 2, 2020 regarding the dredging project at the Mashpee Neck Marina. While on patrol on the morning of October 16, 2020 the Shellfish Constable noticed a large amount of silt being released into the waters by the Mashpee Neck Landing by the dredging project at the marina.

The next day the Conservation Agent inspected the work and fines were issued to Schultz Marine for violations associated to the Order of Conditions for the dredging project. This includes the following; A \$300 fine for failure to notify the Conservation Department of the start of the dredging, and a \$300 fine for adversely impacting the wetland resources.

Samples were taken on October 19, 2020 for fecal coliform. After a 24 hour incubation period all samples failed the fecal coliform testing. Samples on October 26, 2020 after the incubation passed under the 14 colony threshold. It was determined the area could be open for the taking of shellfish on November 1, 2020.

Ms. Fisher was in training and unable to attend this meeting. She did however answer several questions provided by Selectman Andrew R. Gottlieb in his memorandum addressed to the Town Manager dated November 2, 2020.

This is a private dredge project, and the permittee is required to manage siltation control measures on site, but failed to do so and jeopardized the Town's entire shellfish aquaculture program and resource for commercial fishermen. The private contracting firm also failed to comply with the permit by continuing work after notification. The contractor fully deployed a boom to further contaminate the site and did not communicate with the Conservation Department of the start and at the end of the project.

There was appalling concern as the contractor being informed of the violation on Friday, did not stop work until Monday. Non-compliance in a sensitive area of which the Town is expending a great deal of funds to improve water quality is an act of irresponsibility and an abuse of rules and regulations.

Town Manager Rodney C. Collins indicated he has consulted with Town Counsel on this matter and through the advice of Town Counsel will further discuss this concern with an Environmental Special Counsel. The Town of Mashpee will pursue all damage possibilities.

It was fully agreed the Board of Selectmen would review the adequacy of the Rules of Enforcement and Fines thereof.

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Discussion and Approval of Payment to Cabot Risk Strategies, LLC from the Injured on Duty Fund:

The Board of Selectmen was requested to authorize payment to Cabot Risk Strategies, LLC in the amount of \$1,000 a deductible payment claim to derive from the Injured on Duty Fund.

Motion made by Selectman O'Hara to approve payment to Cabot Risk Strategies, LLC in the amount of \$1,000 as referenced.

Motion seconded by Selectman Gottlieb.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes

Selectman O'Hara, yes

Selectman Sherman, yes

Selectman Gottlieb, yes

Selectman Weeden, yes

Opposed, none

Update from Town Manager regarding Pickleball Courts:

In an effort to mitigate the neighborhood complaint regarding the noise emanating from the Pickleball Courts on Ashumet Road, a soundproofing firm was contracted to take readings of the courts and the sound wall (barrier fence). The evaluation is proposed to test the effectiveness of the barrier, review weak areas, and propose solutions to increase its effectiveness.

Results have revealed the barrier does reduce the noise from the pickleball courts to the neighboring homes. However, there is a lot of noise bouncing off a shed and within tree line where the fence did not have a barrier. To mitigate the noise it was suggested that all gaps be blocked, and to make the barrier fence taller and add absorption to the courts.

As an option a roof could be installed to further mute the noise. A feasibility study would determine the most suitable covering for the pickleball courts for sound control. It was agreed the budget for the pickleball courts would be reviewed and considered to fund the \$30,000 study. It was suggested that a local firm be consulted to obtain a cost estimate. The Board of Selectmen agreed to review this matter at the next meeting. The CPC may be consulted for additional funding.

Discussion of Comcast Contract Negotiations:

To better prepare for negotiations relative to the Comcast Cable Television renewal due to expire in August of 2021, the Town Manager presented the 2011 contract to the Selectmen for review. Advance review will give ample time to further discuss the terms and conditions of the contract and any questions that may arise.

Discussion and Approval of Appointment of a Selectmen Representative to the Mashpee Commons Development Agreement Negotiating Team:

Motion made by Selectman Sherman to nominate Selectman John J. Cotton as the Selectmen Representative to the Mashpee Commons Development Agreement Negotiating Team.

Motion seconded by Selectman Gottlieb.

VOTE: Unanimous. 5-0.

Roll Call Vote:

Selectman Cotton, yes

Selectman O'Hara, yes

Selectman Sherman, yes

Selectman Gottlieb, yes

Selectman Weeden, yes

Opposed, none

Board of Selectmen
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November 2, 2020

LIAISON REPORTS

Chamber of Commerce: Through the Chamber of Commerce, Thanksgiving dinners will be distributed to Mashpee residents in need. Safety protocols will be in place for delivery scheduled on Wednesday, November 25, 2020. Those requesting meals may call the Chamber at 508-477-0792 before Friday, November 20, 2020. Volunteers are needed for this service.

Election: As a reminder, residents are urged to vote on Tuesday, November 6, 2020. Polls are open from 7:00 a.m. until 8:00 p.m.

TOWN MANAGER UPDATES

Town Manager Rodney C. Collins updated the Board on the following matters;

Littering: With regards to Fine Laws, a Fee Schedule will be imposed in an effort to control litter. The Board of Selectmen will review a list of fines, per offense and penalties thereof for the October Town Meeting.

Live Auction: This year the Town has placed surplus items for auction online. Those who have contributed to the success of the auction were recognized as nearly \$60,000 has been procured.

Paving: Night work is being conducted to re-pave Route 28 in the area of the Mashpee Rotary to Donna's Lane.

Housing Assistance Program: The Board recently obtained notice from the Mashpee Housing Authority regarding their inability to administer the Housing Assistance Program. A draft policy is under consideration for this service to be administered by the Human Service Director and Council on Aging Director.

Dedication of the Mashpee Community Garden: In honor of Michael Talbot, the dedication of the community garden is planned on November 10, 2020 at 11:00 a.m.

Boys & Girls Club Motorcade: The Boys and Girls Club is planning to hold a Polar Express motorcade on December 12, 2020 at 4:00 p.m., a drive by to enjoy decorations and the magic of holiday lighting at local businesses and homes. The route has not been finalized, but it is projected the motorcade will not exceed 50 vehicles. The Mashpee Police & Fire Departments are reviewing the safety aspect of this proposal.

Election: As a reminder, residents were urged to Vote.

ADJOURNMENT

Motion made by Selectman Sherman to adjourn at 8:37 p.m.

Motion seconded by Selectman Gottlieb.

VOTE: Unanimous. 5-0.

Roll Call Vote:

**Selectman Cotton, yes
Selectman Gottlieb, yes**

**Selectman O'Hara, yes
Selectman Weeden, yes**

**Selectman Sherman, yes
Opposed, none**

Respectfully submitted,
Kathleen M. Soares
Secretary to the Board of Selectmen

**TOWN OF MASHPEE
BOARD OF SELECTMEN
PUBLIC HEARING NOTICE**

Under Chapter 40, Section 56, as amended by Chapter 369 of the Acts of 1982 and Chapter 79 of the Acts of 1983, the Mashpee Board of Selectmen will conduct a Public Hearing on whether the Town of Mashpee should implement the Classification Act. At said hearing, the Selectmen will hear testimony as to what will be the Fiscal Year 2021 residential factor which will determine the share of taxes each classification of property will pay, what will be open space factor, and whether there will be a residential exemption and/or a small business exemption.

Said Public Hearing will be conducted on Monday, November 16, 2020, at 6:35 p.m. in the Waquoit Meeting Room, at Mashpee Town Hall 16 Great Neck Road North, Mashpee, MA.

Please be advised, if the Mashpee Town Hall is still closed to the public due to the COVID-19 public health emergency the public may participate in the following manner:

- *Broadcast Live on Local Cable Channel 18***
- *Call in Comment Number: (508) 539-1400 extension 8585***
- *Streamed Live on the Town of Mashpee***
- *Website: <https://www.mashpeeema.gov/channel-18>***

You can submit comments and questions via email to bos@mashpeeema.gov prior to the meeting date and time.

Per order of
The Mashpee Board of Selectmen

John J. Cotton, *Chair*
Thomas F. O'Hara, *Vice-Chair*
Carol A. Sherman, *Clerk*
Andrew R. Gottlieb
David W. Weeden



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David W. Weeden



Town of Mashpee

16 Great Neck Road North
Mashpee, Massachusetts 02649

Hours: Mon. - Fri., 8:30am - 4:30pm
Phone: (508) 539-1404
FAX: (508) 539-1405

Assessing Department
Jason R. Streebel, MAA
Director of Assessing

Classification Hearing

To: The Honorable Members of the Board of Selectmen,

In order to facilitate your Public Hearing on November 16th, 2020 regarding Tax Rate Classification; please see the accompanying recommendations and information.

The first point to be addressed is whether the tax rate should be "shifted" between categories of properties. This would result in a greater share of the tax burden up to 150%, being placed on Commercial, Industrial and Personal Property (*residential & commercial*) taxpayers by increasing their tax rate while reducing the tax rate for residential properties. Approximately 7.7% of Mashpee's taxable valuation is commercial and industrial properties. These properties have been greatly affected this year by the lockdowns and other aspects of the pandemic.

The second point for consideration is whether there should be a residential exemption of up to 35% for Mashpee residents. This shifts the tax burden only among the residential properties onto the higher valued homes, rentals and all part-time residents. For proper implementation of budgeting, software, additional staffing and most importantly to assure a timely tax bill mailing, a lead time of one year should be given to the Tax Collector and Assessing before the adoption of this exemption.

The third point is whether there should be an Open Space discount. This option would have little effect as Open Space parcels are already greatly reduced in value.

The final point for consideration is whether the Town of Mashpee should adopt a Small Commercial Exemption of up to 10% shifting some taxes to other taxpayers. Currently there are 50 out of the 345 commercial properties solely occupied by the owner. Few businesses would benefit and additionally would add further pressure to the sector most impacted by COVID.

To promote continued fair and equitable taxation, the Board of Assessors voted at their November 12th meeting to recommend a single tax rate be adopted with no residential exemption and no small business exemption and no discount for Open Space. All four points may be voted on individually or as one motion. A sample motion is included below.

Sample **MOTION**: *I move that the Town of Mashpee adopt a tax rate Factor of "1" for all classes of property with no discount for Open Space, no Residential Exemption and no Small Commercial Exemption.*

Respectfully Submitted,

Jason Streebel
Director of Assessing

CLASSIFICATION HEARING PRIMER:

- **SPLIT TAX RATE**
- **OPEN SPACE DISCOUNT**
- **RESIDENTIAL EXEMPTION**
- **SMALL COMMERCIAL EXEMPTION**

Classification of Property

Assessors must classify all real property according to its use as of each January 1st into one of four classes: Residential, Open Space, Commercial or Industrial.

Tax Levy Allocation

Municipalities decide annually within limits established by statute and the Department of Revenue (DOR) the percentage of the tax levy that will be paid by each class of real property owners and personal property owners. The decision is made after a public hearing.

THE CLASSIFICATION HEARING

Annual Hearing

Before the tax rate can be set, the selectmen must hold a public hearing each year to consider the tax rate options available to the municipality under property tax classification. The hearing is held after the assessors have determined final values and classified all properties and reported this information to the DOR. These values set the parameters for the options that the municipality may adopt.

Hearing Notice

Notice of the hearing must comply with the Open Meeting Law and any local charter, by-law or ordinance provisions. In addition, taxpayers must be notified of the hearing by a comprehensive public information release in a newspaper of general circulation in the community.

Role of the Selectmen

The selectmen conduct the classification hearing and vote on the available tax rate options. The vote may be taken at the hearing or a later meeting.

TAX POLICY DECISIONS

Tax Policy Options

Municipalities have several options in distributing the tax levy among taxpayers under property tax classification. Use of these options results in multiple tax rates for different property classes because they change the components used to calculate the rate, *i.e.*, the amount of the tax levy being paid by, or the assessed valuation of, the class. The total tax levy remains the same.

Single or Split Tax Rate?

Municipalities must decide whether (1) to tax all classes of property at their full and fair cash valuation share of the tax levy, which results in a single tax rate, or (2) to reduce the share of the tax levy paid by residential and open space property owners and shift those taxes to commercial, industrial and personal property taxpayers or vice versa, which results in a split tax rate.

Classification Exemption Options

Municipalities may also consider whether to allow (1) an open space discount, (2) a residential exemption, and (3) a small commercial exemption.

Levy Allocation

The selectmen must decide the percentages of the tax levy that each class of real property and personal property will bear. To do so, a residential factor is adopted.

The residential factor governs the percentage of the tax levy to be paid by Class One, Residential and Class Two, Open Space properties. The difference is shifted to Class Three, Commercial and Class Four, Industrial and Personal properties (CIP).

The adopted factor cannot be less than the **Minimum Residential Factor (MRF)** calculated by the DOR. The MRF represents the maximum shift allowed in the tax levy for the year and establishes the parameters for local decision-making.

Single Tax Rate

A residential factor of "1" results in the taxation of all property at the same rate. Each property class pays its full and fair cash valuation share of the tax levy. Example: If the value of all residential properties makeup 80 percent of the total assessed taxable valuation, residential taxpayers will pay 80 percent of the tax levy.

Split Tax Rate

A residential factor of less than '1' reduces the share of the tax levy paid by the Residential & Open Space classes and increases the share paid by the Commercial, Industrial & Personal Property classes. The result is two tax rates: one for Residential & Open Space properties and a second, higher rate for CIP properties. A factor greater than '1' may be adopted, which would have the opposite effect.

Basic Minimum Residential Factor Parameters:

1. Commercial, Industrial & Personal Property taxpayers cannot pay more than 150% of their **Full and Fair Cash Value (FFCV)** share of the tax levy (single rate share).
2. Residential & Open Space taxpayers must pay at least 65% of their Full and Fair Cash Value share of the levy.

Residential Exemption

The selectmen may grant a residential exemption to all Class One, Residential properties that are the principal residence of the taxpayer on January 1. The only validation for proof of residence provided by law is a copy of the resident's tax return.

Amount

The exemption may not exceed 35 percent of the average assessed value of all Class One, Residential properties. To calculate the exemption, the assessors first determine the average assessed value of all residential parcels. The adopted percentage is applied to this amount. The assessors must then determine which properties qualify for the exemption. *(This step can take upwards of six months and is critical to avoid violating Prop 2 ½ .)* The assessed valuation of each residential parcel that is the primary residence of the taxpayer is then reduced by the same amount.

Impact on the Tax Rate

Adopting a residential exemption increases the residential tax rate. The amount of the tax levy paid by the class remains the same, but because of the exempted valuation, it is distributed over less assessed value. This higher rate creates a shift *within* the class that reduces the taxes paid by homeowners with moderately valued properties. The exempted taxes are paid for by the owners of rental properties, second homes and full time residents with higher valued homes.

Small Commercial Exemption

The selectmen may grant a small commercial exemption to all Class Three, Commercial properties that are occupied by businesses with an average annual employment of no more than 10 people and an assessed valuation of less than \$1,000,000.

Amount

The exemption may not exceed 10 percent of the assessed value of each eligible Class Three, Commercial property.

Eligible Businesses

For a business to qualify, the Director of the Department of Workforce Development must certify that the business had an average annual employment of 10 or fewer people at all locations during the preceding calendar year. By July 1 of each year, the Director provides assessors with a list of businesses that met that employment criterion. If a sole proprietorship or partnership does not appear on the certified list, the assessors may separately determine whether it met the employment criterion for the preceding calendar year.

Impact on the Tax Rate

Adopting a small commercial exemption increases either the commercial and industrial tax rates (if a split rate is adopted) or the overall tax rate if there is no split rate. The amount of the tax levy paid by those two classes remains the same, but because of the exempted valuation, it is distributed over less assessed value.

This higher rate creates a shift that reduces the taxes paid by owners of properties occupied by small businesses and shifts them to larger commercial and industrial taxpayers. This exemption tends to benefit property owners (landlords) and not the small business owners themselves who often don't own the real estate.

Wayne E. Taylor
Assistant Town Manager
508-539-1401
wtaylor@mashpeema.gov



Office of the Town Manager
Mashpee Town Hall
16 Great Neck Road North
Mashpee, MA 02649

MEMORANDUM

Date: October 21, 2020

To: Town Manager Rodney C. Collins; Members of the Board of Selectmen

From: Assistant Town Manager Wayne E. Taylor (Town Representative to CVEC)

Re: Annual Report to the Town of Mashpee from Cape and Vineyard Electric Cooperative, Inc. (CVEC) for FY 2020

Since 2007, the Cape and Vineyard Electric Cooperative (CVEC) has developed and managed price-stabilizing solar and battery projects for Cape and Martha's Vineyard towns, schools and other government organizations. These projects have resulted in \$16.9 million in cumulative annual savings to all participating government organizations.

CVEC has led 5 Rounds of solar or photo-voltaic (PV) initiatives producing power, with one more Round under development. A "round" allows projects to be grouped into a single, central Request for Proposal (RFP) which CVEC manages to ensure economies of scale and a high level of proven expertise. Future Rounds include PV as well as battery storage, where appropriate, to achieve the organization's and CVEC's shared goal of energy resilience.

Currently, I am the Town's representative to CVEC and serve on CVEC's Board of Directors.

Summary of CVEC Photovoltaic Projects with Battery Storage:

Quashnet School Roof
Quashnet School Canopy
Coombs School Roof
Coombs School Canopy
High School

The total estimated annual savings in Year 1 for each of the above projects is estimated at \$472,001.

Thank you.

Cape & Vineyard Electric Cooperative, Inc.

Town of Mashpee

FY20



Liz Argo, Executive Director

Maria Marasco, Deputy Director

William Lake, President

Wayne Taylor, CVEC Representative from Mashpee



Cape & Vineyard Electric Cooperative, Inc. Renewable Energy Installation and Sales

The Cape & Vineyard Electric Cooperative was organized under State statute, Chapter 146, on September 12, 2007

Three initial members: The Cape Light Compact, Barnstable County
and the Town of Barnstable

Now: 24 municipal members from on and off-Cape and 9 district participants

+++++

Mission: Renewable Energy

- ☐ Power sales
- ☐ Net Metering Credit benefits
- ☐ ISO-NE market benefits to stabilize grid
- ☐ Electric Vehicle (EV cars and stations)





Cape & Vineyard Electric Cooperative, Inc.

Renewable Energy Installation and Sales



- Barnstable Fire District
- Cotuit Water
- COMM
- Harwich Water
- Sandwich Water
- Upper Cape Regional Water
- Nauset School District

CVEC's Participating Towns/Counties/Districts -

- Aquinnah
- Barnstable
- Bourne
- Brewster
- Chatham
- Chilmark
- Dennis
- Edgartown
- Eastham
- Falmouth
- Harwich
- Oak Bluffs
- Orleans
- Nantucket
- Sandwich
- Provincetown
- Tisbury
- West Tisbury
- Yarmouth
- Barnstable County
- Dukes County
- Monomoy School District
- Dennis Yarmouth School District
- Barnstable Airport
- Marion



Cape & Vineyard Electric Cooperative, Inc.

Renewable Energy Installation and Sales



5 CVEC PV (& Storage) Initiatives:

- CVEC-7 Initial Round = 750kW on roofs
- Round 1 = 16MW, mostly on landfills
- Round 2 = 12MW, on roofs & municipal lands
- Round 3 = 1MW, on roofs
- Round 4 = 12MW, canopies, roofs, lands With STORAGE
- **Round 5** = 14MW, canopies, roofs, lands With STORAGE
- Round 6 = Collecting projects to bundle into a single RFP
- Estimated installations by 2023 ~50MW





Cape & Vineyard Electric Cooperative, Inc. Renewable Energy Installation and Sales



5 CVEC PV 100

- **Largest Cooperative power totals in New England**
- **At end FY20, savings of over \$16,900,000 to participants**
- **Equivalent reduction of greenhouse gases**

...Louis, lands - STORAGE

~ 64MW by 2023



Cape & Vineyard Electric Cooperative, Inc.

Renewable Energy Installation and Sales



CVEC EV Cars & Charging Stations Initiative:

- Electric Cars
- Charging Stations



CVEC Net Metering Credit Sales:

- 3 PV Power Sales Agreement = 7MW
- Wind Power Sales Agreement = 3MW





Cape & Vineyard Electric Cooperative, Inc.

Renewable Energy Installation and Sales



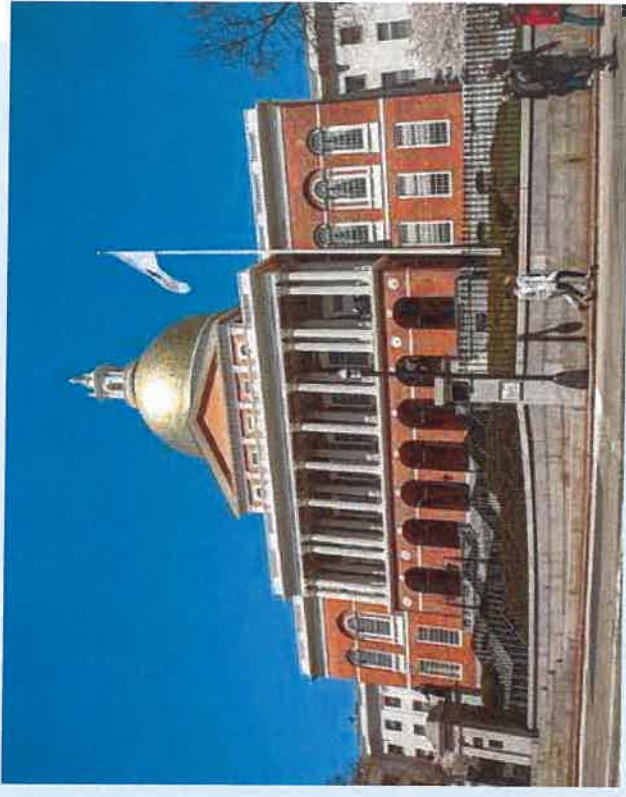
CVEC NMC Consultancy Management Services for:

Yarmouth, Sandwich, Provincetown, Dennis



Legislative and Regulatory Efforts:





- Working with Senate to secure relief from taxation of municipal solar
- Intervenor in Eversource case - prevented devaluation of Net Metering Credits
- Member of Cape Cod Climate Change Collaborative



Cape & Vineyard Electric Cooperative, Inc.

CVEC in FY 2021



-  Adding 20 MW of PV; including storage where possible
-  Broke ground on three Round 4 projects in October!
-  Starting on battery back-up at DY High School
Emergency Shelter using \$1.5 M Grant
-  Collecting Projects for PV/Storage Initiative Round 6



Cape &
Vineyard
Electric
Cooperative
Inc.





Cape & Vineyard Electric Cooperative, Inc.



Mashpee Projects: Round 5

Project	Size DC	Design will need modification
Coombs School Roof PV with battery	262 kW	
Coombs School Canopy PV	287 kW	
Quashnet School Roof PV with battery	1031 kW	These two systems will need downsizing due to small size of service feeding Coombs School.
Quashnet School Canopy PV	726 kW	
High School Canopy PV with battery	1270 kW	
TOTAL	3,576 kW	All PV projects are in an Eversource “Group Study” . Hope for results in spring 2021.
All systems will feed power to the respective schools. High School has a Roof Mounted PV system that currently feeds the Grid		



Cape & Vineyard Electric Cooperative, Inc.

Summary : CVEC Round 5 Projects for Mashpee

Shared per project RFP Management and Legal Costs through Oct. '20: \$655
(total for 6 months work up for 5 projects \$3273)

Approximate total electric bills savings at End Year One: \$376,210*
At End Year 20: **\$7,524,200**

- * Assumes scaled back PV project at Quashnet School.
- * Assumes no savings/revenue for Battery Power.
- * Assumes no upgrades required by Eversource.

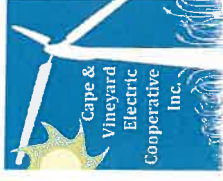
Timeline:

If get positive Eversource Group Study results, work to start in summer 2021.

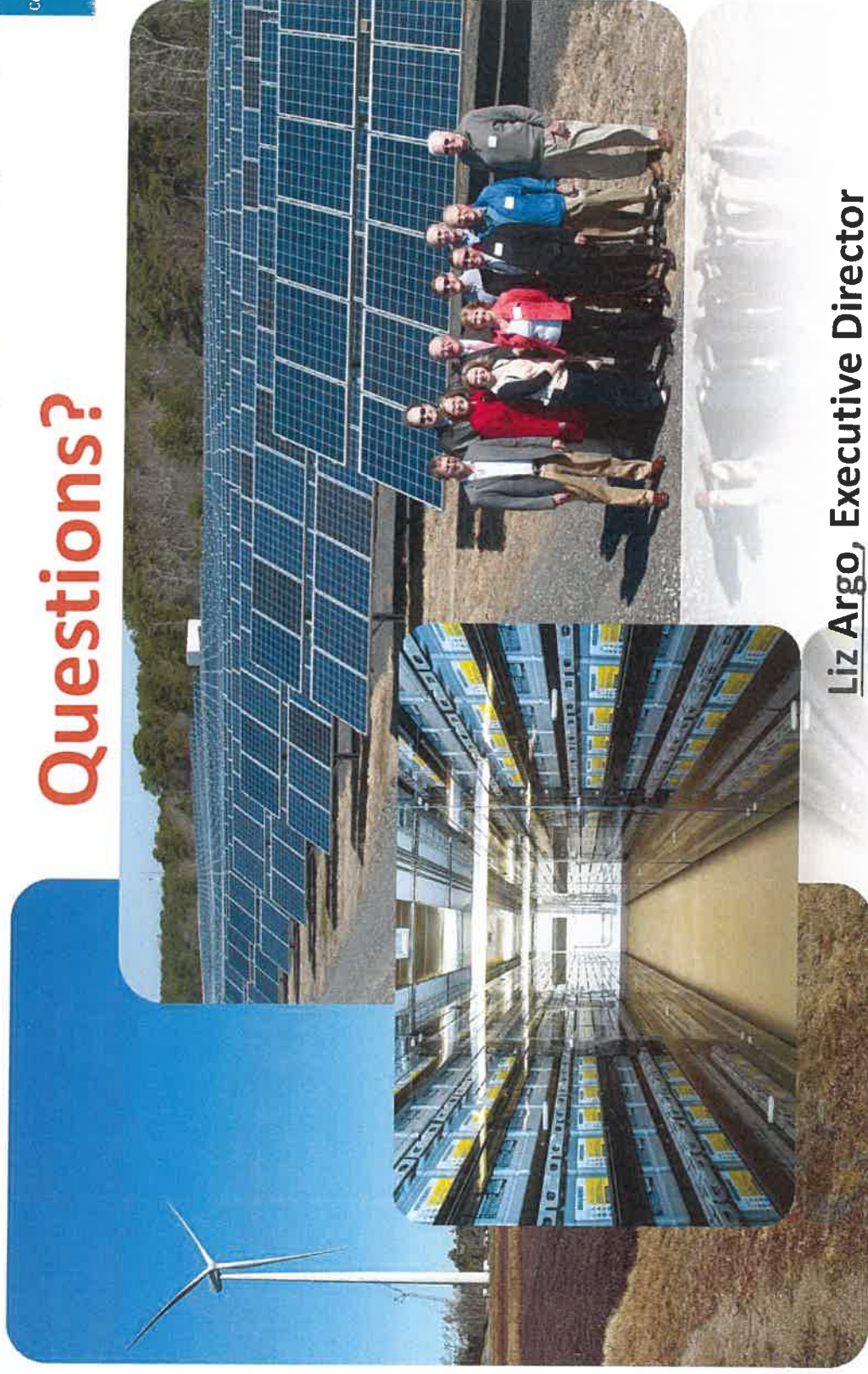
Construction timeline: 9 months for structural and electrical.

Caveat: Eversource scheduling of its interconnection work.

Cape & Vineyard Electric Cooperative, Inc.



Questions?



Liz Argo, Executive Director

Maria Marasco, Deputy Director

William Lake, President

Wayne Taylor, CVEC Representative from Mashpee



TOWN OF MASHPEE

OFFICE OF SELECTMEN

16 Great Neck Road North
Mashpee, Massachusetts 02649
Telephone - (508) 539-1401
bos@mashpeema.gov

MEMORANDUM

Date: November 12, 2020

To: Rodney C. Collins, Town Manager and
Honorable Members of the Board of Selectmen

From: Stephanie A. Coleman, Administrative Secretary

Re: Special Event and Fire Permit Application: Birthday Party and Bonfire on South Cape Beach

Description

Discussion of the Special Event and Fire Permit Application of Robert Weekes for a Birthday Party and bonfire on the South Cape Beach.

Background

The applicant is requesting to host a Birthday Party on South Cape Beach on Friday, November 27, 2020 from 4:00 p.m. to 9:00 p.m. (Rain Date Saturday, November 28, 2020). No alcohol will be served. Only light snacks (e.g. cheese and crackers) will be served. A Fire Permit was also requested for a bonfire.

Recommendations

Health - Approved, The event must comply with the current COVID-19 requirements for gatherings.

Building - Approved, no additional comments.

DPW - Approved, All debris from the fire should be removed once it is extinguished. All trash should be picked up and removed from the property (DPW only has one trash barrel onsite this time of year). No bathroom facilities are provided at the property at this time of year. If a portable toilet is requested, the applicant should contact DPW to make arrangements (fee required).

Fire - Approved, please see the attached memo from Deputy Chief Phelan for the Fire Permit.

Police - Approved, no additional comments.

Limits on Gatherings

- Governor's COVID-19 Order #54 (issued November 2, 2020)
Reduced gathering size limit for gatherings at private residences: indoor gatherings at private residences are limited to 10 people and outdoor gatherings at private residences are limited to 25 people. The limit on gatherings held in public spaces and at event venues remains the same. Requires that all gatherings (regardless of size or location) must end and disperse by 9:30 PM.

Also requires that organizers of gatherings report known positive COVID-19 cases to the local health department in that community and requires organizers to cooperate with contact tracing. The gatherings order authorizes continued enforcement by local health and police departments and specifies that fines for violating the gathering order will be \$500 for each person above the limit at a particular gathering.



Town of Mashpee

Fire & Rescue Department

20 Frank Hicks Drive

Mashpee, MA 02649

V 508.539.1457

To: Robert Weekes
From: Deputy Chief John F. Phelan
Date: November 12, 2020
Re: Open Burning request South Cape Beach

Mr. Weekes,

Under the Mashpee Town General Bylaws, Article II, §54-4, approval from the Board of Selectmen is required with the following requirements from the Fire Department:

- 1) Burning must take place with the landowners' permission, i.e. the Town of Mashpee.
- 2) Pit should be at least 75 ft. from any dwelling.
- 3) Shall not cause a nuisance to neighboring properties. (i.e. smoke)
- 4) A responsible person (adult) must attend the fire until it is completely extinguished. Must have an extinguisher on hand and a shovel or rake.
- 5) Fire Department shall be notified prior to and after the event.

You must contact the Duty Officer on the date of the birthday party **November 27, 2020** (rain date of 11/28/2020) for permission, which is based on the weather conditions of the day. FD phone #508-539-1456.

John F. Phelan
Deputy Fire Chief



Town of Mashpee

*16 Great Neck Road North
Mashpee, Massachusetts 02649*

Conservation Commission

10-29-20

TO: Mashpee Board of Selectmen

FROM: Drew McManus
Conservation Agent

RE: Resignation of Associate Conservation Commissioner

DESCRIPTION:

One of our Associate Commissioners, Marty Bregman, has submitted his intention to resign from the Conservation Commission (via email) as of 10-29-20. With this resignation, the commission has one Associate position currently filled by Steve Cook

Sincerely,

-Drew McManus
Conservation Agent
Town of Mashpee

John Swartzbaugh

October 29, 2020

Board of Selectmen
Town of Mashpee
16 Great Neck Road North
Mashpee, MA 02649

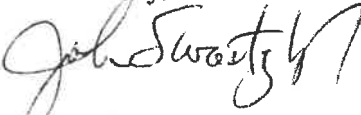
Dear Honorable Members of the Board of Selectmen,

This letter is to provide you notice that I am resigning my position as a full-time Member-at-Large of the Mashpee Conservation Commission effective November 23, 2020. We have sold our house in Mashpee and will be moving out of the area.

It was a pleasure to be associated with the Conservation Commission and the Town of Mashpee.

Thank you very much.

Sincerely,



John Swartzbaugh

Cc: Andrew McManus, Mashpee Conservation Agent

✓
From: Pat Brady [mailto:patbrady@mashpee.ma.us]
Sent: Friday, October 30, 2020 1:35 PM
To: Wayne E. Taylor <wtaylor@mashpee.ma.gov>
Subject: Mashpee TV

WARNING! EXTERNAL EMAIL: : This message originated outside the Town of Mashpee mail system. DO NOT CLICK on links or attachments unless you are absolutely certain the content is safe.

Hi Wayne: Your 3 year appointment to the MTV Board by the Selectmen expired May 21, 2019. Can you have the Selectmen reappoint you for another 3 year term ending May 21, 2022. I will be preparing the Annual Report for filing with the Secretary of State and want to correctly list the date of all terms of the Directors

Just making sure you got the notice of the next MTV Board meeting on Tuesday November 10, 2020. Executive Board meeting @ 5:00 pm and Entire Board at 6:00pm at the MTV studio.
If you cannot or do not want to attend in person I can provide a call in number

Thanks

Pat



Patrick J. Brady

November 4, 2020

Vernon Pocknett

2020 NOV -5 PM 1:08

Mashpee

Dear Mashpee BOS,

I write to express my sincere interest in the open seat recently made available. While I have not seen it posted yet, I am interested in serving as a voting member on the Mashpee Shellfish Commission. As both a citizen of the town and a citizen of the Mashpee Wampanoag Tribe, I am uniquely suited to service. Moreover, I am a fisherman who sustains my family through my fishing as have my ancestors for thousands of years from the waters of Mashpee and surrounding waters.

I have a working knowledge of the fisheries and area fishermen and I am passionate about sustaining clean water and stock from which people can feed their families.

Thank you for your consideration and I look forward to hearing from you.

A handwritten signature in black ink that reads "Vernon Pocknett". The signature is written in a cursive style with a large, stylized "V" and "P".

Vernon Buddy Pocknett



50 Duchaine Blvd
New Bedford, MA 02745

October 29, 2020

Select board
Town Hall
Mashpee, MA 02649

Select board:

Enclosed is a petition for **9** proposed manhole location(s) and conduit location(s) on **Main Street, Mashpee, Massachusetts.**

These proposed location(s) are required for system reliability. This petition will require a notice to abutters and a hearing.

Will you please present this petition before the Board for customary action and approval.

Very truly yours,

Donna Rosa
Right-of-Way
Representative

DR: dh
Enclosures

**PETITION FOR
UNDERGROUND CABLE AND CONDUIT LOCATIONS**

Masphee, Massachusetts

OCTOBER 14, 2020

To the Board of Selectmen of **Masphee**, Massachusetts

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) requests permission to locate underground cables, conduits and manholes, including the necessary sustaining and protecting fixtures, in, under, along and across the following public way or ways:-

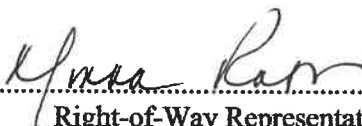
MAIN STREET (ROUTE 130)
WO# 4103442

Two (2) 6" Conduits
Four (4) 6" Conduits
Nine (9) 6'X10'X8' Manholes

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to install and maintain underground cables, and manholes, together with such sustaining and protecting fixtures as it may find necessary, said underground cables, conduits, and manholes to be installed substantially in accordance with the plan filed herewith marked Plan No. **4103442**, Dated **OCTOBER 14, 2020**.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

By.....



Right-of-Way Representative

**FORM OF ORDER FOR
UNDERGROUND CABLE AND CONDUIT LOCATIONS**

IN BOARD OF SELECTMEN FOR THE TOWN OF Masphee, Massachusetts:

ORDERED:

Notice having been given and a public hearing held, as provided by law, the NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) be and it is hereby granted a location for and permission to install and maintain underground cables, conduits and manholes, together with such sustaining or protecting fixtures as said company may deem necessary, in, under, along and across the public way or ways hereinafter referred to, as requested in petition of said company dated the 14 day of OCTOBER, 2020.

All construction under this order shall be in accordance with the following conditions:-

Cables, conduits, and manholes shall be installed substantially at the point indicated upon the plan marked Plan No. **4103442**, Dated **OCTOBER 14, 2020**, filed with said petition. The following are public ways or parts of ways under, along and across which the cables above referred to may be installed under this order:-

MAIN STREET (ROUTE 130)
WO# 4103442

Two (2) 6" Conduits
Four (4) 6" Conduits
Nine (9) 6'X10'X8' Manholes

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of **Masphee**, Massachusetts held on the _____ day of _____, 2020.

Clerk of Selectmen.

Massachusetts _____, 2020.

Received and entered in the records of location orders of the Town of _____
Book _____ Page _____.

Attest:

Town Clerk

(over)

We hereby certify that on _____ 2020, at _____ o'clock, _____ M., at _____ a public hearing was held on the petition of the NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) for permission to install and maintain underground cables, conduits, manholes and fixtures and described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate, (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to install underground cables, conduits, manholes and fixtures under said order. And that thereupon said order was duly adopted.

.....

.....

.....

.....

.....
Selectmen of the Town of **Masphee**
Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing with notice adopted by the Board of Selectmen of the Town of **Masphee**, Massachusetts, on the _____ day of _____, 2020, and recorded with the records of location orders of said Town Book, _____ Page _____.

This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

Town Clerk.

PID 0009_0003
859 MAIN ST
N/F
US DISTRICT ENGINEER

2-6" SCH.80 PVC CONDUIT
TL= 15'±

NEW 10 /010
M1204 MH
(6'X10'X8')

LIMIT OF CLEARING
AND GRUBBING

MAIN STREET (ROUTE 130)

UP #4/102A

4-6" SCH.80 PVC CONDUIT
TL= 350'±

NEW 10 /020
M1204 MH
(6'X10'X8')

4-6" SCH.80 PVC CONDUIT
TL= 340'±

NOTE:

1. PARCEL DATA AND BUILDING FOOTPRINTS ARE SHOWN AS PROVIDED FROM MUNICIPAL GIS.

LEGEND

⊕

Proposed Hand Hole

⊗

Existing Hand Hole

—

Proposed Conduit

- -

Existing Conduit

●

Existing Pole

●

Pole with Riser

M

Proposed Multitap

□

Proposed Pullbox

PID 0025_0001
0 OTIS AIR BASE
N/F

UNITED STATES OF AMERICA

NOTE:

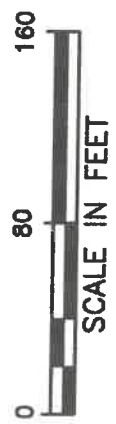
PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO INSTALL NINE 6'X10'X8' MANHOLES AND 30' OF 2-6" CONDUIT AND 4,920' OF 4-6" CONDUIT FROM POLE #4/102A TO POLE #4/79A ON MAIN STREET (ROUTE 130).

BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY KIND, EXPRESS OR IMPLIED, IS MADE WITH RESPECT TO THE ACCURACY, COMPLETENESS, OR TIMELINESS OF THE INFORMATION. EVERSOURCE ENERGY, ITS EMPLOYEES OR AGENTS (COLLECTIVELY THE "INFORMANT") SHALL BE LIABLE FOR ANY LOSS OR DAMAGE CAUSED IN WHOLE OR IN PART BY USE OF THIS INFORMATION, OR IN RELIANCE THEREON, TO THE MAXIMUM EXTENT ALLOWED BY LAW. YOU AGREE BY YOUR ACCEPTANCE OF THE INFORMATION, RELEASE, INDEMNIFY AND HOLD THE INFROMANT HARMLESS FROM ANY SUCH LOSS OR DAMAGE.

THE INFORMATION MAY NOT REPRESENT A SURVEY, MAY NOT BE THE MOST COMPLETE AND IS SUBJECT TO CHANGE WITHOUT NOTICE. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE INFORMATION. EVERSOURCE ENERGY AND ITS EMPLOYEES OR AGENTS MAKE NO ATTEMPT TO VERIFY THE INFORMATION OR USE THE INFORMATION FOR OTHER THAN ITS INTENDED PURPOSES ARE PROVIDED.

MASS. LAW

REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233



C#	
Ward #	
Work Order #	4103442
Surveyed by:	
Research by:	
Plotted by:	NITSCH
Proposed Structures:	
Approved:	
P#	

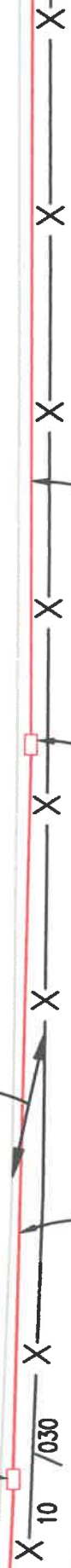
EVERSOURCE d/b/a 1165 MASSACHUSETTS AVE. DORCHESTER, MASS. 02125	Plan of MAIN STREET (ROUTE 130)
MASHPEE, MA	Showing
Scale 1"=80'	Date 10/14/2020
SHEET 1 of 4	



NEW 10 /030
M1204 MH
(6'X10'X8')

LIMIT OF CLEARING
AND GRUBBING

MAIN STREET (ROUTE 130)



LEGEND

- Proposed Hand Hole
- Existing Hand Hole
- Proposed Conduit
- Existing Conduit
- Existing Pole
- Pole with Riser
- Proposed Multitap
- Proposed Pullbox

NEW 10 /040
M1204 MH
(6'X10'X8')

4-6" SCH.80 PVC CONDUIT
TL= 350'±

4-6" SCH.80 PVC CONDUIT
TL= 410'±

PID 0025_0001
0 OTIS AIR BASE
N/F

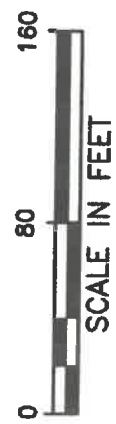
UNITED STATES OF AMERICA

NOTE:
PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO
INSTALL NINE 6'X10'X8' MANHOLES AND 30' OF 2-6"
CONDUIT AND 4,920' OF 4-6" CONDUIT FROM POLE
#4/102A TO POLE #4/79A ON MAIN STREET (ROUTE 130).

BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY
KIND, EXPRESS OR IMPLIED, IS MADE FOR THE INFORMATION. EVERSOURCE ENERGY, ITS EMPLOYEES,
CONTRACTORS, AGENTS, OR SUBSIDIARIES, SHALL NOT BE LIABLE FOR ANY DAMAGES, INCLUDING
CONSEQUENTIAL DAMAGES, ARISING OUT OF OR FROM THE USE OF THE INFORMATION. THE INFORMATION
IS PROVIDED "AS IS" WITHOUT WARRANTY OF ANY KIND. THE INFORMATION IS PROVIDED FOR YOUR
REFERENCE ONLY AND DOES NOT CONSTITUTE A CONTRACT. THE INFORMATION IS PROVIDED FOR YOUR
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REFERENCE ONLY AND DOES NOT CONSTITUTE A CONTRACT.

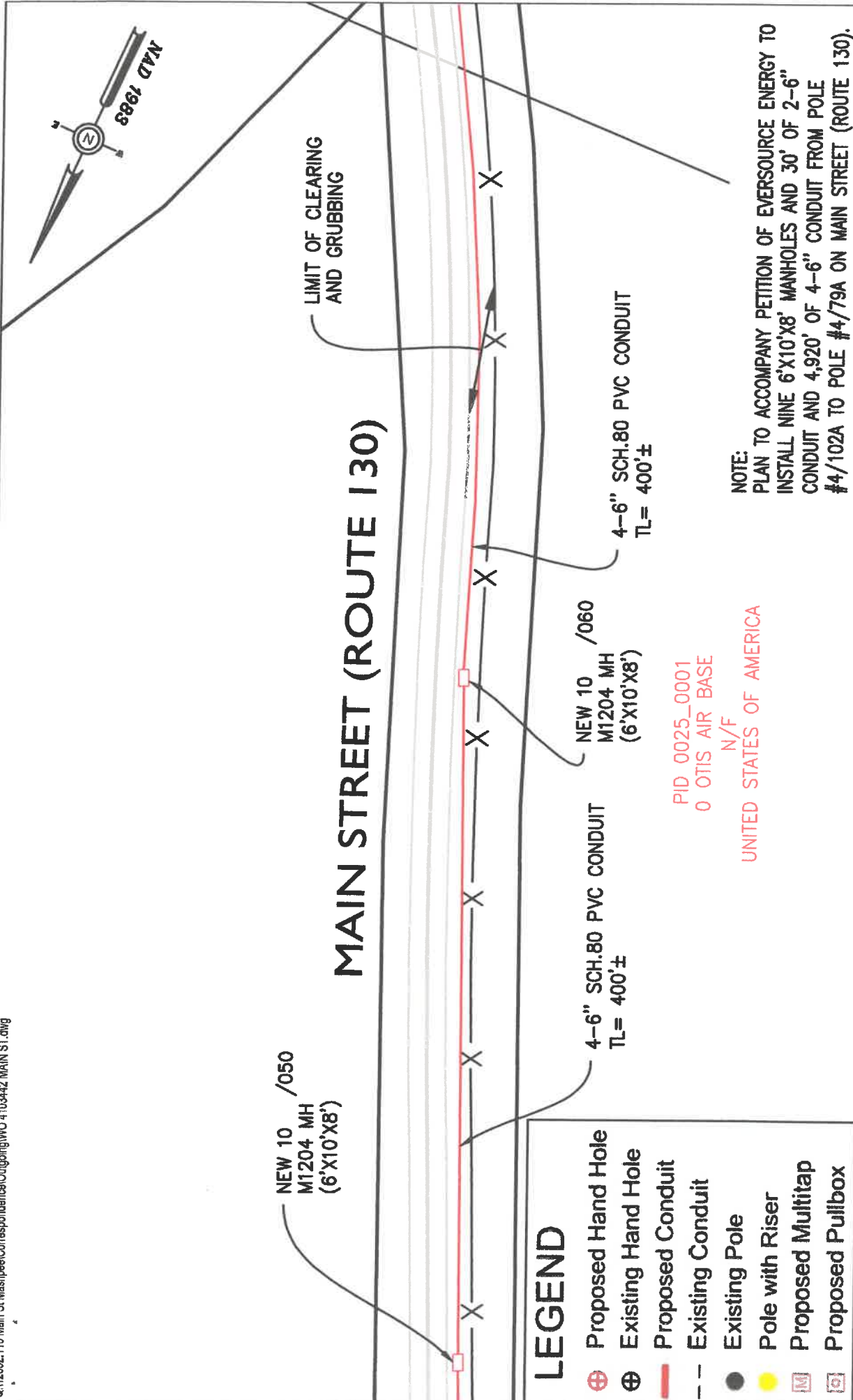
MASS. LAW

REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES
BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233



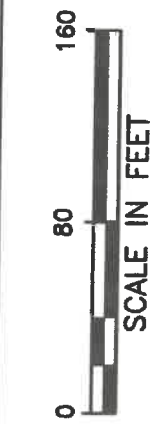
C#	Ward #
Work Order # 4103442	
Surveyed by:	
Research by:	
Plotted by: NITSCH	
Proposed Structures:	
Approved:	
P#	

EVERSOURCE 1166 MASSACHUSETTS AVE. DORCHESTER, MASS. 02125	Plan of MAIN STREET (ROUTE 130)
MASHPEE, MA	Showing
Scale 1"=80'	Date 10/14/2020
SHEET 2 of 4	



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MASS. LAW
REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233



C#	
Ward #	
Work Order #	4103442
Surveyed by:	
Research by:	
Plotted by:	NTSCH
Proposed Structures:	
Approved:	
P#	

EVERSOURCE d/b/a 1105 MASSACHUSETTS AVE. DORCHESTER, MASS. 02128	Plan of
MASHPEE, MA	MAIN STREET (ROUTE 130)
Showing	
Scale	1"=80'
SHEET	3 of 4
Date	10/14/2020

759 MAIN ST
N/F
MASHPEE, TOWN OF

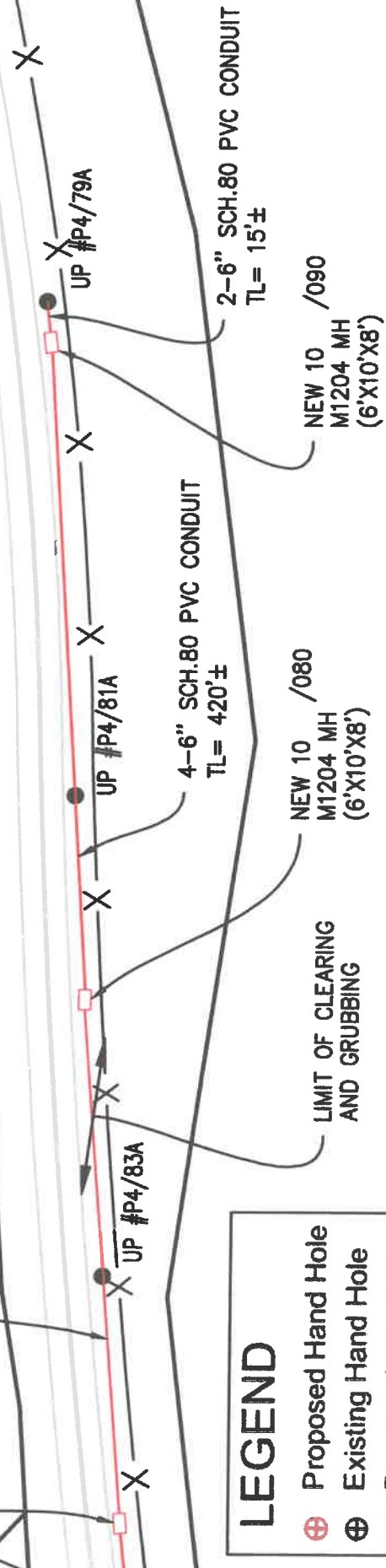
751 MAIN ST
N/F
THE ROMAN CATHOLIC
BISHOP OF

NEW 10 /070
M1204 MH
(6'X10'X8')
4-6" SCH.80 PVC CONDUIT
TL= 400'±
UP

MAIN STREET (ROUTE 130)

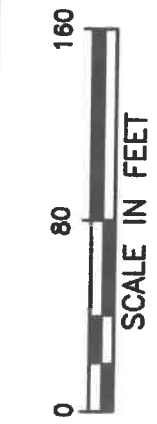
LEGEND

- Proposed Hand Hole
- Existing Hand Hole
- Proposed Conduit
- Existing Conduit
- Existing Pole
- Pole with Riser
- Proposed Multitap
- Proposed Pullbox



PID 0025_0001
0 OTIS AIR BASE
N/F
UNITED STATES OF AMERICA

NOTE:
PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO
INSTALL NINE 6'X10'X8' MANHOLES AND 30' OF 2-6"
CONDUIT AND 4,920' OF 4-6" CONDUIT FROM POLE
#4/102A TO POLE #4/79A ON MAIN STREET (ROUTE 130).



BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY
KIND, EXPRESS OR IMPLIED, IS MADE WITH RESPECT TO THE INFORMATION. NEITHER NEURON ELECTRIC
CORPORATION NOR ANY OF ITS AFFILIATES, OFFICIALS, DIRECTORS, SHAREHOLDERS,
EMPLOYEES OR AGENTS SHALL BE LIABLE FOR ANY LOSS OR
DAMAGE CAUSED IN WHOLE OR IN PART BY THE USE OF THIS INFORMATION OR IN RELIANCE UPON IT. NO
WARRANTY IS MADE OR IMPLIED BY NEURON ELECTRIC CORP. OR ANY OF ITS AFFILIATES, OFFICIALS,
DIRECTORS, SHAREHOLDERS, EMPLOYEES OR AGENTS. YOU AGREE TO HOLD NEURON ELECTRIC CORP. HARMLESS FROM ANY SUCH LOSS OR DAMAGE.
THE INFORMATION MAY NOT REPRESENT A SURVEY, AND MAY NOT BE USED COMPLETE AND IS SUBJECT
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MASS. LAW
REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES
BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233

C#	
Ward #	
Work Order #	4103442
Surveyed by:	
Research by:	
Plotted by:	MITSCH
Proposed Structures:	
Approved:	
PH	
Plan of	MAIN STREET (ROUTE 130)
Showing	MASHPEE, MA
Scale	1"=80'
Date	10/14/2020
SHEET	4 of 4

1165 MASSACHUSETTS AVE. DORCHESTER, MASS. 02126



50 Duchaine Blvd
New Bedford, MA 02745

November 5, 2020

Select board
Town Hall
Mashpee, MA 02649

Select board:

Enclosed is a petition for 6 proposed manhole locations and 6" conduit location(s) on **Red Brook Road, Great Oak Road & Great Neck Road, Mashpee, Massachusetts.**

These proposed location(s) are required for system reliability. This petition will require a notice to abutters and a hearing.

Will you please present this petition before the Board for customary action and approval.

Very truly yours,

Donna Rosa
Right-of-Way
Representative

DR: dh
Enclosures

**PETITION FOR
UNDERGROUND CABLE AND CONDUIT LOCATIONS**

Mashpee, Massachusetts

OCTOBER 30, 2020

To the Board of Selectmen of **Mashpee**, Massachusetts

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) requests permission to locate underground cables, conduits and manholes, including the necessary sustaining and protecting fixtures, in, under, along and across the following public way or ways:-

**RED BROOK RD, GREAT OAK RD &
GREAT NECK RD
WO#4095406**

**Two (2) 6" Conduits
Four (4) 6" Conduits
Six (6) 5'X7'X6' 6" Manholes**

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to install and maintain underground cables, and manholes, together with such sustaining and protecting fixtures as it may find necessary, said underground cables, conduits, and manholes to be installed substantially in accordance with the plan filed herewith marked Plan No. **4095406**, Dated **OCTOBER 30, 2020**.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

By.....
Right-of-Way Representative

**FORM OF ORDER FOR
UNDERGROUND CABLE AND CONDUIT LOCATIONS**

IN BOARD OF SELECTMEN FOR THE TOWN OF Mashpee, Massachusetts:

ORDERED:

Notice having been given and a public hearing held, as provided by law, the NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) be and it is hereby granted a location for and permission to install and maintain underground cables, conduits and manholes, together with such sustaining or protecting fixtures as said company may deem necessary, in, under, along and across the public way or ways hereinafter referred to, as requested in petition of said company dated the 30 day of OCTOBER, 2020.

All construction under this order shall be in accordance with the following conditions:-

Cables, conduits, and manholes shall be installed substantially at the point indicated upon the plan marked Plan No. **4095406**, Dated **OCTOBER 30, 2020**, filed with said petition. The following are public ways or parts of ways under, along and across which the cables above referred to may be installed under this order:-

**RED BROOK RD, GREAT OAK RD &
GREAT NECK RD
WO#4095406**

**Two (2) 6" Conduits
Four (4) 6" Conduits
Six (6) 5'X7'X6' 6" Manholes**

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of **Mashpee**, Massachusetts held on the _____ day of _____, 2020.

Clerk of Selectmen.

Received and entered in the records of location orders of the Town of _____, 2020.
_____ Page _____. Book _____

Attest:

Town Clerk

(over)

We hereby certify that on _____ 2020, at _____ o'clock, _____ M., at _____ a public hearing was held on the petition of the NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) for permission to install and maintain underground cables, conduits, manholes and fixtures and described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate, (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to install underground cables, conduits, manholes and fixtures under said order. And that thereupon said order was duly adopted.

.....

.....

.....

.....

.....

Selectmen of the Town of **Mashpee**
Massachusetts

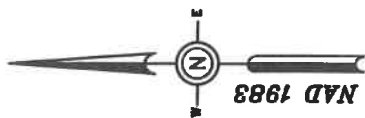
CERTIFICATE

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing with notice adopted by the Board of Selectmen of the Town of **Mashpee**, Massachusetts, on the _____ day of _____, 2020, and recorded with the records of location orders of said Town Book, _____ Page _____.

This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

Town Clerk.



PID: 104-82
0 RED BROOK ROAD
N/F
NEW SEABURY
PROPERTIES LLC

PID: 104-83
7 SUMMERSEA ROAD
N/F
RUO, MICHAEL & NANCY

PID: 104-87
9 SUMMERSEA ROAD
N/F
OMARA, MICHAEL F &
BEVERLY A

PID: 110-5
10 RED BROOK ROAD
N/F
NEW SEABURY
PROPERTIES LLC

PID: 104-84
2 SUMMERSEA ROAD
N/F
BERGER, BRIAN M &
BARBARA JEAN

PID: 104-84
2 SUMMERSEA ROAD
N/F
MAHONEY, CHRISTOPHER
& MICHELLE

PID: 110-8
30 RED BROOK ROAD
N/F
NEW SEABURY
PROPERTIES LLC

RED BROOK ROAD

LEGEND

- ⊕ Proposed Hand Hole
- ⊕ Existing Hand Hole
- Proposed Conduit
- - Existing Conduit
- Existing Pole
- Pole with Riser
- Ⓜ Proposed Multitap
- Ⓜ Proposed Pullbox

NEW 10 /040
M1209 MH
(5'X7'X6'6")

4-6" SCH.80
PVC CONDUIT
CAST IN CONCRETE
TL= 430'±



NOTE:
PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO
INSTALL SIX 5'X7'X6'6" MANHOLES AND 45' OF 2-6"
CONDUIT AND 1955' OF 4-6" CONDUIT FROM POLE
#125/45 TO POLE #100/3 ON ROCK LANDING ROAD

BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY
KIND, EXPRESS OR IMPLIED, IS GIVEN WITH RESPECT TO THE INFORMATION. NEITHER MASHPEE ELECTRIC
COMPANY, NOR ITS COMPANY NOR ITS OFFICERS, AFFILIATES, OFFICERS, DIRECTORS, SHAREHOLDERS,
EMPLOYEES OR AGENTS (COLLECTIVELY THE "MASHPEE GROUP") SHALL BE LIABLE FOR ANY LOSS OR
DAMAGE CAUSED OR ALLEGED TO BE CAUSED BY THE USE OF THIS INFORMATION, OR IN RELIANCE UPON IT, TO
THE EXTENT SUCH LOSS OR DAMAGE IS NOT CAUSED BY THE NEGLIGENCE OR WILLFUL MISFEASANCE OF
THE MASHPEE GROUP. YOU AGREE TO HOLD THE MASHPEE GROUP HARMLESS FROM ANY SUCH LOSS OR DAMAGE.
THE INFORMATION MAY NOT REPRESENT A SURVEY, MAY NOT BE THE MOST COMPLETE AND IS SUBJECT
TO CHANGE WITHOUT NOTICE. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE INFORMATION.
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MASS. LAW

REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES
BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233

ASTAR EVERSOURCE
ELECTRIC
d/b/a

1100 MASSACHUSETTS AVE. DORCHESTER, MASS. 02125

Plan of RED BROOK ROAD

MASHPEE, MA

Showing

Proposed Structures:

Approved:

P#

Work Order # 4085408

Surveyed by:

Research by:

Plotted by: MISH

Scale 1"=60'

SHEET 3 of 5

Date 10/30/2020

WADING PLACE ROAD

PID: 116-74
20 RED BROOK ROAD
N/F
NEW SEABURY
PROPERTIES LLC

PID: 111-19
10 ROCK LANDING ROAD
N/F
NEW SEABURY
PROPERTIES LLC

ROCK LANDING ROAD

UP \$100/1




4-6" SCH.80
PVC CONDUIT
CAST IN CONCRETE
 $\tau_L = 430' \pm$

NEW 10 /050
M1209 MH
(5'X7'X6'6")

4-6' SCH.80
PVC CONDUIT
CAST IN CONCRETE
 $T_L = 440' \pm$

UP $\$100/2$

LEGEND

-  Proposed Hand Hole
 Existing Hand Hole
 Proposed Conduit
 Existing Conduit
 Existing Pole
 Pole with Riser
 Proposed Multitap
 Proposed Pullbox

NOTE:

PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO
INSTALL SIX 5'X7'X6" MANHOLES AND 45' OF 2-6"
CONDUIT AND 1555' OF 4-6" CONDUIT FROM POLE
#125/45 TO POLE #100/3 ON ROCK LANDING ROAD

BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY KIND, EXPRESS OR IMPLIED, IS GIVEN WITH RESPECT TO THE INFORMATION. MEMBERS, OTHER ELECTED OFFICIALS, COMMITTEES, ADVISORY GROUPS, AND ANY OTHER PERSONS OR ORGANIZATIONS, INCLUDING THE NATIONAL DEFENSE EDUCATION ACT COMMISSION, HAVE NO LIABILITY FOR ANY LOSS OR HARM CAUSED OR ARISING COLLECTIVELY OR INDIVIDUALLY FROM THE INFORMATION OR IN RELIANCE UPON IT. NO WARRANTY OR LIABILITY SHALL BE IMPOSED FOR ANY LOSS OR HARM CAUSED OR ARISING COLLECTIVELY OR INDIVIDUALLY FROM THE INFORMATION OR IN RELIANCE UPON IT. TO THE MAXIMUM EXTENT ALLOWED BY LAW, YOU AGREE ON YOUR ACCEPTANCE OF THE INFORMATION TO EXEMPT, RELEASE, AND HOLD HARMLESS THE NATIONAL DEFENSE EDUCATION ACT COMMISSION FROM ANY LOSS OR HARM.

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MASS. LAW.

**REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES
BEFORE DIGGING BY ANYONE, CALL DIG-SAFE 1-888-344-7233**

井

Ward #

Work Order # 4095408

Surveyed by:

Research by:

Plotted by: NITSON

Prepared By: Nilsen

Approved:

5

ASTAR EVERSOURCE

1165 MASSACHUSETTS AVE. DORCHESTER, MASS. 02124

Plan of **RED BROOK ROAD**

MASHPEE, MA

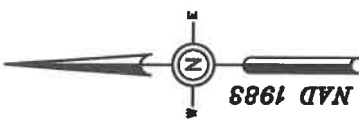
Showing

Proposed Structures:

Approved: _____

SHEET 4 of 5

1000



4-6" SCH.80
PVC CONDUIT
CAST IN CONCRETE
TL= 440'±

NEW 10 /060
M1209 MH
(5'X7'X6'6")

UP #100/3

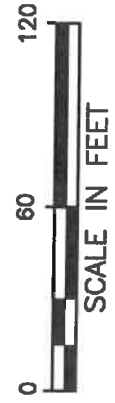
2-6" SCH.80
PVC CONDUIT
CAST IN CONCRETE
TL= 30'±

ROCK LANDING ROAD

LEGEND

- ⊕ Proposed Hand Hole
- ⊕ Existing Hand Hole
- Proposed Conduit
- - Existing Conduit
- Existing Pole
- Pole with Riser
- ⌚ Proposed Multitap
- ⌚ Proposed Pullbox

NOTE:
PLAN TO ACCOMPANY PETITION OF EVERSOURCE ENERGY TO
INSTALL SIX 5'X7'X6'6" MANHOLES AND 45' OF 2-6"
CONDUIT AND 1955' OF 4-6" CONDUIT FROM POLE
#125/45 TO POLE #100/3 ON ROCK LANDING ROAD



BY YOUR USE OF THE INFORMATION CONTAINED IN THIS MAP, YOU AGREE THAT NO WARRANTY OF ANY
KIND, EXPRESS OR IMPLIED, IS MADE WITH RESPECT TO THE INFORMATION. NEITHER NORVA ELECTRIC
CORPORATION, NORVA GAS COMPANY NOR ITS PRESENT, AFFILIATES, OFFICERS, DIRECTORS, SHAREHOLDERS,
EMPLOYEES OR AGENTS (COLLECTIVELY THE "NORVA GROUP") SHALL BE LIABLE FOR ANY LOSS OR
DAMAGE CAUSED IN WHOLE OR IN PART BY USE OF THIS INFORMATION OR IN RELIANCE UPON IT, TO
THE MAXIMUM EXTENT PERMITTED BY LAW. YOU AGREE IN YOUR ACCEPTANCE OF THE INFORMATION TO
RELEASE, DEFEND, INDEMNIFY AND HOLD THE NORVA GROUP HARMLESS FROM ANY SUCH LOSS OR DAMAGE.
THE INFORMATION MAY NOT REPRESENT A SURVEY, MAY NOT BE THE MOST COMPLETE AND IS SUBJECT
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MASS. LAW

REQUIRES 72 HOURS ADVANCE NOTICE TO UTILITY COMPANIES
BEFORE DIGGING BY ANYONE. CALL DIG-SAFE 1-888-344-7233

C#	Ward #
Work Order # 4085408	
Surveyed by:	Research by:
Plotted by: NITSCH	Proposed Structures:
Approved:	P#

ASTAR EVERSOURCE
ELECTRIC
d/b/a
1105 MASSACHUSETTS AVE. DORCHESTER, MASS. 02125

Plan of RED BROOK ROAD

MASHPEE, MA

Showing

Scale 1"=60'
Date 10/30/2020
SHEET 5 of 5

FORMS OF LOCAL GOVERNMENT

Commonwealth of Massachusetts

	Page
Overview	2
Form 1 Mayor / Council	3
Form 2 Council / Manager	4
Form 3 Open Town Meeting / Selectmen / Town Manager	5
Form 4 Representative Town Meeting / Selectmen / Town Manager	6

Forms of Government in Massachusetts

OVERVIEW

There are 351 cities and towns in Massachusetts. Of these, 50 are cities and 301 are towns. There are numerous variations of local government structure. Generally the term "city" refers to a small legislative body such as a Council or Board of Aldermen (which meets frequently) and either an elected or appointed chief executive called a Mayor or Manager. Towns generally have a large legislative body, either an Open Town Meeting or a Representative Town Meeting (which meets at least annually and sometimes a few times a year). Towns also usually have a small (three or five member) elected executive Board of Selectmen as well as an appointed administrator called a Manager or Administrator.

CITIES

Most of the cities in Massachusetts operate with a Mayor/Council form of government such as Boston, Lawrence, Springfield, Fall River, and Taunton. However, some fairly large cities have a Council/Manager form of government such as Worcester, Cambridge and Lowell. In the last 30 years or so, since the adoption of the Home Rule Amendment to the Massachusetts Constitution, a few medium to larger size towns have adopted a so-called city form of government, either with a Mayor/Council form or a Council/Manager form. In many of these instances the municipality still calls itself a town. For example Amesbury and Greenfield now have a Mayor/Council form of government, while Barnstable and Franklin have a Council/Manager government.

TOWNS

Most towns (263) operate with an Open Town Meeting where any voter is permitted to attend and vote on legislative matters: budgets, bylaws, zoning, etc. Fewer than 50 towns operate with a Representative Town Meeting where voters elect representatives to attend town meeting. These representative legislative bodies vary from slightly less than 100 to more than 300. Towns of less than 12,000 may not have a city form of government and towns of less than 6,000 must have an open town meeting. The executive authority in towns is performed by elected boards of selectmen together with an appointed chief administrative officer called a Town Manager or Town Administrator.

The following attachments describe the more common characteristics of the varied forms of local government found in Massachusetts. Also attached are representative tables of organization for four of these described forms. Through use of the Home Rule Amendment, cities and towns may structure their local government in almost any manner they chose to adopt.

Mayor / Council

Features

Voters directly elect a mayor and Council. The Council size varies from 7 to 15. The mayor is the chief executive who appoints key officials and all or some boards, and prepares budget, approves contracts, negotiates with unions and oversees administration. A mayor may be empowered to veto some Council actions. The elected Council is the legislative body, and adopts budgets, adopts laws (ordinances, zoning, etc.), approves indebtedness (bonding), and may be empowered to approve or veto some Mayor appointments. The council also may appoint some boards and committees. Mayor is also usually a voting member of school committee. A limited number of boards and/or commissions may be elected.

Pros

- Chief executive elected directly
- Small legislative body
- Frequent meeting of legislative body

Cons

- Potential for political appointments to administrative positions
- Smaller citizen participation in decision-making
- Less potential for professional administration in technical areas

See Charters for:

Fall River: fallriverma.org/ordinances_link.htm

Newton: www.ci.newton.ma.us/Legal/Ordinance/title.htm

Town Council / Town Manager

Features

Voters elect Council and the Council appoints a City or Town Manager. Manager is chief executive, appoints key officials, prepares budget, approves contracts, negotiates with unions and oversees administration. The elected Council is the legislative body and adopts budgets, adopts laws (ordinances, bylaws, zoning, etc.), approves indebtedness (bonding), and may be empowered to approve or veto some Manager appointments. A town 'manager' is voting member of school committee but only on union contracts; a town 'administrator' sometimes serves in this role. A limited number of boards and/or commissions may be elected.

Pros

- Smaller legislative body
- Frequent meeting of legislative body
- Ability to establish experience and qualifications for chief executive
- Ability to remove appointed chief executive at any time by vote of elected council

Cons

- Smaller citizen participation in decision-making

See Charters for:

Franklin: www.franklin.ma.us/auto/town/charter/default.htm

Cambridge: www.cambridgema.gov/cmanager.cfm

Open Town Meeting / Selectmen Town Manager or Administrator

Features

All voters are eligible to debate and vote on budgets, bylaws and all matters brought before town meetings, and approve indebtedness (bonding). Town Meeting acts as the legislative body of the town. The executive branch of government consists of the selectmen and manager. An elected board of selectmen (usually 3 or 5) appoint a manager, sets policy, appoints boards and committees and may be authorized to approve or veto some of manager's appointments and approve union contracts. The manager is the chief administrative officer (CAO), appoints department heads and other employees, prepares budgets, awards contracts, negotiates with unions, and oversees administration. A town 'manager' is voting member of school committee but only on union contracts; a town 'administrator' sometimes serves in this role. Fair number of boards and/or commissions may be elected.

Pros

- Direct and broad citizen participation in government
- Ability to establish qualification for appointed chief executive
- Appointed executive can be removed at any time by elected board

Cons

- Cumbersome decision making by legislative body
- Legislative body less likely to be knowledgeable on issues
- Shared executive authority between elected board and appointed manager can obscure responsibilities.

See Charters for:

Bedford: www.town.bedford.ma.us

Sturbridge: www.town.sturbridge.ma.us

Representative Town Meeting (RTM) Selectmen / Town Manager or Administrator

Features

A limited number of voters are elected, usually by district, to represent all voters in a representative town meeting (RTM). Size can vary widely (less than 100 to more than 300). RTM is the legislative body of town and it debates and approves budgets, bylaws, and all matters brought before town meeting. RTM also approves indebtedness (bonding). The executive branch of the government consists of the selectmen and the manager. An elected board of selectmen (usually 3 to 5) appoint a manager, set policy, appoint boards and committees and may be authorized to approve or veto some manager's appointments. The board also approves union contracts. The manager is the chief administrative officer (CAO), appoints department heads and employees, prepares budgets, awards contracts, negotiates with unions, and oversees administration. A town 'manager' is voting member of school committee but only on union contracts; a town 'administrator' sometimes serves in this role. Smaller number of boards and/or commissions may be elected.

Pros

- Somewhat larger (than Council) representative legislative body participates directly in government
- Legislative body more likely to be informed on issues that open town meeting.
- Ability to establish qualifications for appointed chief executive
- Ability to remove appointed executive at any time by elected board.

Cons

- Difficulty in achieving broad community 'representation', achieving quorums, and keeping the 'status' of town meeting members up to date
- The size of the legislative body can present challenges in trying to educate and provide information to this group prior to the decision making process

See Charters for:

Danvers: www.danvers-ma.org/bylaw.htm

Shrewsbury: www.shrewsbury-ma.gov

FORMS OF MUNICIPAL GOVERNMENT

Abbreviations

AC	Administrative Coordinator
CAO	Chief Administrative Officer
ED	Executive Director
ES	Executive Secretary
ExA	Executive Assistant
GM	General Manager
MuA	Municipal Assistant
TA	Town Administrator
TC	Town Coordinator
TM	Town Manager
OTM	Open town meeting
RTM	Representative town meeting

Communities with a city form of government are listed in all capital letters.

Letters in parentheses for certain cities indicate the use of one of the optional plans of city government ("model city charters") as authorized by Massachusetts General Laws chapter 43 (Plan A, B, C, D, E, or F). Cities that are not identified by a letter in the final column are governed by provisions or special charters granted by the Legislature.

Some municipalities have adopted a home rule charter under the provisions of the Home Rule amendment and chapter 43B. The first year in which the home rule charter was adopted is in parentheses.

Massachusetts law provides that no town with a population of less than 12,000 may adopt a city form of government and no town with a population of less than 6,000 may adopt a representative town meeting form of government.

Information in this chart is compiled from an MMA survey of each city and town in the state. The surveys were completed by the municipal clerk in each community. In towns that do not have a chief municipal official, the chair of the Board of Selectmen fulfills that role.

Framingham voted in 2017 to adopt a city form of government with a mayor and council, effective Jan. 1, 2018.

Milton voted in 2017 to change its Board of Selectmen from three members to five members, effective after the town's 2018 municipal election.

Community	Chief Municipal Official	Policy Board	Legislative Body
Abington (1974)	TM	Selectmen (5)	OTM
Acton (1969)	TM	Selectmen (5)	OTM
Acushnet (1971)	TA	Selectmen (3)	OTM
Adams (1983)	TA	Selectmen (5)	RTM
AGAWAM (1972) (A)	Mayor		Council (11)
Alford		Selectmen (3)	OTM
AMESBURY (1996) (F)	Mayor		Council (9)
Amherst	TM	Selectmen (5)	RTM
Andover	TM	Selectmen (5)	OTM
Aquinnah	TA	Selectmen (3)	OTM
Arlington	TM	Selectmen (5)	RTM
Ashburnham	TA	Selectmen (3)	OTM
Ashby	TA	Selectmen (3)	OTM
Ashfield	TA	Selectmen (3)	OTM
Ashland	TM	Selectmen (5)	OTM
Athol	TM	Selectmen (5)	OTM
ATTLEBORO (1973)	Mayor		Council (11)
Auburn (1969)	TM	Selectmen (5)	RTM
Avon	TA	Selectmen (3)	OTM
Ayer	TA	Selectmen (3)	OTM
BARNSTABLE (1989)	TM		Council (13)
Barre	TA	Selectmen (3)	OTM
Becket	TA	Selectmen (3)	OTM
Bedford (1974)	TM	Selectmen (5)	OTM
Belchertown	TA	Selectmen (5)	OTM
Bellingham	TA	Selectmen (5)	OTM
Belmont (1926)	TA	Selectmen (3)	RTM
Berkley	ES	Selectmen (3)	OTM
Berlin		Selectmen (3)	OTM
Bernardston	TC	Selectmen (3)	OTM
BEVERLY (A)	Mayor		Council (9)
Billerica (1979)	TM	Selectmen (5)	RTM
Blackstone (1974)	TA	Selectmen (5)	OTM
Blandford		Selectmen (3)	OTM
Bolton	TA	Selectmen (3)	OTM
BOSTON (A)	Mayor		Council (13)
Bourne	TA	Selectmen (5)	OTM
Boxborough	TA	Selectmen (5)	OTM
Boxford	TA	Selectmen (5)	OTM
Boylston	TA	Selectmen (3)	OTM
BRAINTREE	Mayor		Council (9)
Brewster	TA	Selectmen (5)	OTM
BRIDGEWATER	TM		Council (9)
Brimfield		Selectmen (3)	OTM
BROCKTON	Mayor		Council (11)
Brookfield		Selectmen (3)	OTM
Brookline	TA	Selectmen (5)	RTM

FORMS OF MUNICIPAL GOVERNMENT

Community	Chief Municipal Official	Policy Board	Legislative Body
Buckland	TA	Selectmen (3)	OTM
Burlington	TA	Selectmen (5)	RTM
CAMBRIDGE (1941) (E)	Mayor-Manager		Council (9)
Canton	TA	Selectmen (5)	OTM
Carlisle	TA	Selectmen (5)	OTM
Carver	TA	Selectmen (5)	OTM
Charlemont	TA	Selectmen (3)	OTM
Charlton	TA	Selectmen (5)	OTM
Chatham	TM	Selectmen (5)	OTM
Chelmsford (1989)	TM	Selectmen (5)	RTM
CHELSEA	Manager		Council (11)
Cheshire	TA	Selectmen (3)	OTM
Chester	TA	Selectmen (3)	OTM
Chesterfield	TA	Selectmen (3)	OTM
CHICOPEE	Mayor		Council (13)
Chilmark	ES	Selectmen (3)	OTM
Clarksburg	TA	Selectmen (3)	OTM
Clinton	TA	Selectmen (5)	OTM
Cohasset	TM	Selectmen (5)	OTM
Colrain	TC	Selectmen (3)	OTM
Concord (1957)	TM	Selectmen (5)	OTM
Conway	TA	Selectmen (3)	OTM
Cummington		Selectmen (3)	OTM
Dalton	TM	Selectmen (5)	OTM
Danvers	TM	Selectmen (5)	RTM
Dartmouth	TA	Selectmen (5)	RTM
Dedham (1974)	TM	Selectmen (5)	RTM
Deerfield	TA	Selectmen (3)	OTM
Dennis	TA	Selectmen (5)	OTM
Dighton	TA	Selectmen (3)	OTM
Douglas	TA	Selectmen (5)	OTM
Dover	TA	Selectmen (3)	OTM
Dracut (1985)	TM	Selectmen (5)	OTM
Dudley	TA	Selectmen (5)	OTM
Dunstable	TA	Selectmen (3)	OTM
Duxbury	TM	Selectmen (3)	OTM
East Bridgewater	TA	Selectmen (3)	OTM
East Brookfield		Selectmen (3)	OTM
Eastham	TA	Selectmen (5)	OTM
EASTHAMPTON (1996)	Mayor		Council (9)
EAST LONGMEADOW	TM		Council (7)
Easton (1972)	TA	Selectmen (5)	OTM
Edgartown	TA	Selectmen (3)	OTM
Egremont		Selectmen (3)	OTM
Erving	AC	Selectmen (3)	OTM
Essex	TA	Selectmen (3)	OTM
EVERETT	Mayor		Council (11)
Fairhaven	ES	Selectmen (3)	RTM
FALL RIVER (A)	Mayor		Council (9)
Falmouth	TM	Selectmen (5)	RTM
FITCHBURG (B)	Mayor		Council (11)

Community	Chief Municipal Official	Policy Board	Legislative Body
Florida	TA	Selectmen (3)	OTM
Foxborough	TM	Selectmen (5)	OTM
Framingham*	TM	Selectmen (5)	RTM
FRANKLIN (1978)	TA		Town Council (9)
Freetown	TA	Selectmen (3)	OTM
GARDNER (B)	Mayor		Council (11)
Georgetown	TA	Selectmen (5)	OTM
Gill		Selectmen (3)	OTM
GLOUCESTER (1975)	Mayor		Council (9)
Goshen		Selectmen (3)	OTM
Gosnold		Selectmen (3)	OTM
Grafton (1987)	TA	Selectmen (5)	OTM
Granby	TA	Selectmen (3)	OTM
Granville	TA	Selectmen (3)	OTM
Great Barrington	TM	Selectmen (5)	OTM
GREENFIELD (2003)	Mayor		Council (13)
Groton	TM	Selectmen (5)	OTM
Groveland		Selectmen (5)	OTM
Hadley	TA	Selectmen (5)	OTM
Halifax	TA	Selectmen (3)	OTM
Hamilton	TM	Selectmen (5)	OTM
Hampden		Selectmen (3)	OTM
Hancock		Selectmen (3)	OTM
Hanover	TM	Selectmen (5)	OTM
Hanson	TA	Selectmen (5)	OTM
Hardwick	TA	Selectmen (3)	OTM
Harvard	TA	Selectmen (5)	OTM
Harwich	TA	Selectmen (5)	OTM
Hatfield	TA	Selectmen (3)	OTM
HAVERHILL (A)	Mayor		Council (9)
Hawley		Selectmen (3)	OTM
Heath	TC	Selectmen (3)	OTM
Hingham	TA	Selectmen (3)	OTM
Hinsdale		Selectmen (3)	OTM
Holbrook	TA	Selectmen (5)	RTM
Holden	TM	Selectmen (5)	OTM
Holland	ES	Selectmen (3)	OTM
Holliston	TA	Selectmen (3)	OTM
HOLYOKE (A)	Mayor		Council (15)
Hopedale	TA	Selectmen (3)	OTM
Hopkinton	TM	Selectmen (5)	OTM
Hubbardston	TA	Selectmen (5)	OTM
Hudson (1971)	ExA	Selectmen (5)	OTM
Hull	TM	Selectmen (5)	OTM
Huntington		Selectmen (3)	OTM
Ipswich	TM	Selectmen (5)	OTM
Kingston	TA	Selectmen (5)	OTM
Lakeville	TA	Selectmen (3)	OTM
Lancaster	TA	Selectmen (3)	OTM
Lanesborough	TA	Selectmen (3)	OTM
LAWRENCE (1983)	Mayor		Council (9)

FORMS OF MUNICIPAL GOVERNMENT

Community	Chief Municipal Official	Policy Board	Legislative Body
Lee	TA	Selectmen (3)	RTM
Leicester	TA	Selectmen (5)	OTM
Lenox	TM	Selectmen (5)	OTM
LEOMINSTER (1969) (A)	Mayor		Council (9)
Leverett	TA	Selectmen (3)	OTM
Lexington	TM	Selectmen (5)	RTM
Leyden	MuA	Selectmen (3)	OTM
Lincoln	TA	Selectmen (3)	OTM
Littleton	TA	Selectmen (5)	OTM
Longmeadow (2004)	TM	Selectmen (5)	OTM
LOWELL (E)	Mayor-Manager		Council (9)
Ludlow	TA	Selectmen (5)	RTM
Lunenburg	TM	Selectmen (5)	OTM
LYNN (A)	Mayor		Council (11)
Lynnfield (1971)	TA	Selectmen (3)	OTM
MALDEN (A)	Mayor		Council (11)
Manchester-by-the-Sea	TA	Selectmen (5)	OTM
Mansfield (1920)	TM	Selectmen (5)	OTM
Marblehead	TA	Selectmen (5)	OTM
Marion	TA	Selectmen (3)	OTM
MARLBOROUGH (B)	Mayor		Council (11)
Marshfield (1976)	TA	Selectmen (3)	OTM
Mashpee	TM	Selectmen (5)	OTM
Mattapoisett	TA	Selectmen (3)	OTM
Maynard	TA	Selectmen (5)	OTM
Medfield (1972)	TA	Selectmen (3)	OTM
MEDFORD (A)	Mayor		Council (7)
Medway	TA	Selectmen (5)	OTM
MELROSE (B)	Mayor		Aldermen (11)
Mendon	TA	Selectmen (3)	OTM
Merrimac		Selectmen (3)	OTM
METHUEN (1972)	Mayor		Council (9)
Middleborough	TM	Selectmen (5)	OTM
Middlefield		Selectmen (3)	OTM
Middleton (1974)	TA	Selectmen (5)	OTM
Milford	TA	Selectmen (3)	RTM
Millbury	TM	Selectmen (5)	OTM
Millis (1977)	TA	Selectmen (3)	OTM
Millville	TA	Selectmen (5)	OTM
Milton (1927)	TA	Selectmen (3)**	RTM
Monroe		Selectmen (3)	OTM
Monson	TA	Selectmen (3)	OTM
Montague	TA	Selectmen (3)	RTM
Monterey		Selectmen (3)	OTM
Montgomery		Selectmen (3)	OTM
Mount Washington		Selectmen (3)	OTM
Nahant (1980)	TA	Selectmen (3)	OTM
Nantucket	TM	Selectmen (5)	OTM
Natick (1980)	TA	Selectmen (5)	RTM
Needham	TM	Selectmen (5)	RTM
New Ashford		Selectmen (3)	OTM

Community	Chief Municipal Official	Policy Board	Legislative Body
NEW BEDFORD (B)	Mayor		Council (11)
New Braintree		Selectmen (3)	OTM
Newbury	TA	Selectmen (5)	OTM
NEWBURYPORT (1919) (B)	Mayor		Council (11)
New Marlborough	TA	Selectmen (3)	OTM
New Salem	TC	Selectmen (3)	OTM
NEWTON (1972) (A)	Mayor		Aldermen (24)
Norfolk	TA	Selectmen (3)	OTM
NORTH ADAMS (A)	Mayor		Council (9)
NORTHAMPTON (B)	Mayor		Council (9)
North Andover (1986)	TM	Selectmen (5)	OTM
North Attleborough	TA	Selectmen (5)	RTM
Northborough (1970)	TA	Selectmen (5)	OTM
Northbridge	TM	Selectmen (5)	OTM
North Brookfield		Selectmen (3)	OTM
Northfield	TA	Selectmen (3)	OTM
North Reading (1970)	TA	Selectmen (5)	OTM
Norton (1989)	TM	Selectmen (5)	OTM
Norwell (1973)	TA	Selectmen (5)	OTM
Norwood	GM	Selectmen (5)	RTM
Oak Bluffs	TA	Selectmen (5)	OTM
Oakham		Selectmen (3)	OTM
Orange	TA	Selectmen (3)	OTM
Orleans (1987)	TA	Selectmen (5)	OTM
Otis	TA	Selectmen (3)	OTM
Oxford (1972)	TM	Selectmen (5)	OTM
PALMER (2004)	TM		Town Council (7)
Paxton	TA	Selectmen (3)	OTM
PEABODY (D)	Mayor		Council (11)
Pelham	TA	Selectmen (3)	OTM
Pembroke	TA	Selectmen (5)	OTM
Pepperell	TA	Selectmen (3)	OTM
Peru	TA	Selectmen (3)	OTM
Petersham	AC	Selectmen (3)	OTM
Phillipston		Selectmen (3)	OTM
PITTSFIELD (B)	Mayor		Council (11)
Plainfield		Selectmen (3)	OTM
Plainville	TA	Selectmen (3)	OTM
Plymouth (1973)	TM	Selectmen (5)	RTM
Plympton	TA	Selectmen (3)	OTM
Princeton	TA	Selectmen (3)	OTM
Provincetown (1990)	TM	Selectmen (5)	OTM
QUINCY (A)	Mayor		Council (9)
RANDOLPH	TM		Council (9)
Raynham	TA	Selectmen (3)	OTM
Reading (1986)	TM	Selectmen (5)	RTM
Rehoboth	TA	Selectmen (5)	OTM
REVERE (B)	Mayor		Council (11)
Richmond	TA	Selectmen (3)	OTM
Rochester	TA	Selectmen (3)	OTM
Rockland (1970)	TA	Selectmen (5)	OTM

FORMS OF MUNICIPAL GOVERNMENT

Rockport	TA	Selectmen (5)	OTM
Rowe		Selectmen (3)	OTM
Rowley	TA	Selectmen (5)	OTM
Royalston		Selectmen (3)	OTM
Russell		Selectmen (3)	OTM
Rutland	TA	Selectmen (5)	OTM
SALEM (B)	Mayor		Council (11)
Salisbury (1988)	TM	Selectmen (5)	OTM
Sandisfield	TA	Selectmen (3)	OTM
Sandwich	TM	Selectmen (5)	OTM
Saugus (1947)	TM	Selectmen (5)	RTM
Savoy		Selectmen (3)	OTM
Scituate (1972)	TA	Selectmen (5)	OTM
Seekonk (1976)	TA	Selectmen (5)	OTM
Sharon	TA	Selectmen (3)	OTM
Sheffield	TA	Selectmen (3)	OTM
Shelburne	TA	Selectmen (3)	OTM
Sherborn	TA	Selectmen (5)	OTM
Shirley	TA	Selectmen (3)	OTM
Shrewsbury	TM	Selectmen (5)	RTM
Shutesbury	TA	Selectmen (3)	OTM
Somerset	TA	Selectmen (3)	OTM
SOMERVILLE (A)	Mayor		Aldermen (11)
Southampton	TA	Selectmen (5)	OTM
Southborough	TA	Selectmen (5)	OTM
SOUTHBRIDGE (1974)	TM		Town Council (9)
South Hadley	TA	Selectmen (5)	RTM
Southwick	CAO	Selectmen (3)	OTM
Spencer	TA	Selectmen (5)	OTM
SPRINGFIELD (A)	Mayor		Council (13)
Sterling	TA	Selectmen (3)	OTM
Stockbridge (1737)	TA	Selectmen (3)	OTM
Stoneham	TA	Selectmen (5)	OTM
Stoughton (1972)	TM	Selectmen (5)	RTM
Stow	TA	Selectmen (5)	OTM
Sturbridge (1973)	TA	Selectmen (5)	OTM
Sudbury (1994)	TM	Selectmen (5)	OTM
Sunderland	TA	Selectmen (3)	OTM
Sutton (1988)	TA	Selectmen (5)	OTM
Swampscott (1969)	TA	Selectmen (5)	RTM
Swansea	TA	Selectmen (3)	OTM
TAUNTON	Mayor		Council (9)
Templeton	TA	Selectmen (5)	OTM
Tewksbury	TM	Selectmen (5)	OTM
Tisbury	TA	Selectmen (3)	OTM
Tolland		Selectmen (3)	OTM
Topsfield	TA	Selectmen (5)	OTM
Townsend	TA	Selectmen (3)	OTM
Truro	TA	Selectmen (5)	OTM
Tyngsborough	TA	Selectmen (5)	OTM
Tyringham	TA	Selectmen (3)	OTM
Upton	TM	Selectmen (3)	OTM

Uxbridge	TM	Selectmen (5)	OTM
Wakefield	TA	Selectmen (7)	OTM
Wales		Selectmen (3)	OTM
Walpole (1973)	TA	Selectmen (5)	RTM
WALTHAM (B)	Mayor		Council (15)
Ware	TM	Selectmen (5)	OTM
Wareham (1977)	TA	Selectmen (5)	OTM
Warren		Selectmen (3)	OTM
Warwick	TC	Selectmen (3)	OTM
Washington		Selectmen (3)	OTM
WATERTOWN (1980)	TM		Town Council (9)
Wayland	TA	Selectmen (5)	OTM
Webster (1987)	TA	Selectmen (5)	OTM
Wellesley	ED	Selectmen (5)	RTM
Wellfleet (1986)	TA	Selectmen (5)	OTM
Wendell	TC	Selectmen (3)	OTM
Wenham	TA	Selectmen (3)	OTM
Westborough (1974)	TM	Selectmen (5)	OTM
West Boylston	TA	Selectmen (5)	OTM
West Bridgewater	TA	Selectmen (3)	OTM
West Brookfield	ES	Selectmen (3)	OTM
WESTFIELD (B)	Mayor		Council (13)
Westford	TM	Selectmen (5)	OTM
Westhampton		Selectmen (3)	OTM
Westminster	TA	Selectmen (3)	OTM
West Newbury	TM	Selectmen (3)	OTM
Weston	TM	Selectmen (3)	OTM
Westport	TA	Selectmen (5)	OTM
WEST SPRINGFIELD (2000) (A)	Mayor		Council (9)
West Stockbridge	TA	Selectmen (3)	OTM
West Tisbury	TA	Selectmen (3)	OTM
Westwood (1970)	TA	Selectmen (3)	OTM
WEYMOUTH (1999)	Mayor		Council (11)
Whately	TA	Selectmen (3)	OTM
Whitman	TA	Selectmen (5)	OTM
Wilbraham	TA	Selectmen (3)	OTM
Williamsburg	TA	Selectmen (3)	OTM
Williamstown	TM	Selectmen (5)	OTM
Wilmington (1950)	TM	Selectmen (5)	OTM
Winchendon (1981)	TM	Selectmen (5)	OTM
Winchester (1975)	TM	Selectmen (5)	RTM
Windsor		Selectmen (3)	OTM
WINTHROP (2005)	TM		Council (9)
WOBURN	Mayor		Aldermen (9)
WORCESTER	Mayor-Manager		Council (11)
Worthington		Selectmen (3)	OTM
Wrentham	TA	Selectmen (5)	OTM
Yarmouth	TA	Selectmen (5)	OTM

Terrie Cook

From: Katelyn Cadoret
Sent: Thursday, November 12, 2020 10:54 AM
To: Terrie Cook
Subject: Cape Cod Landscape Association Letter
Attachments: Cape Cod Landscape Association Letter.docx

Terrie-

The Environmental Oversight Committee voted to approve sending out the attached letter to the Cape Cod Landscape Association outlining our Nitrogen Control Bylaw on November 4, 2020. The vote was approved by Andrew Gottlieb, myself, Halley Steinmetz, and Chad Smith.

Please let me know if you need any more information.

Best,

Katelyn Cadoret

Assistant Conservation Agent
Town of Mashpee
16 Great Neck Road North 02649
(508) 539-1400 ext. 8538
kwcadoret@mashpeema.gov

"One touch of nature makes the whole world kin.." – John Muir



Town of Mashpee

*16 Great Neck Road North
Mashpee, Massachusetts 02649*

November 17, 2020

Mashpee Environmental Oversight Committee
Town of Mashpee
16 Great Neck Road North
Mashpee, MA 02649

Cape Cod Landscape Association
10 Main Street
Cotuit, MA 02365

RE: Town of Mashpee Chapter 107: Nitrogen Control Bylaw

Cape Cod Landscape Association:

The waters of Mashpee have been heavily impacted by nutrient loading from septic systems, stormwater run-off and fertilizer use. These are all sources of the limiting nutrients nitrogen and phosphorus. As nitrogen is the cause of excess algal blooms in the saltwater estuaries such as Popponesset Bay and Waquoit Bay, phosphorous is the cause of excess algal blooms in freshwater systems such as Santuit Pond.

As of 2014, Mashpee has implemented a Nitrogen Control Bylaw as a way to reduce excess nitrogen and phosphorus from entering our waterways by regulating use on managed turf lawns. This bylaw enacts time of year restrictions and restrictions on areas within 100 feet of wetlands. Performance standards of the bylaw include:

- Time of Year Restriction
 - **Fertilizer containing nitrogen cannot be applied between October 30th and April 14th**
 - **Fertilizer containing phosphorus (without nitrogen) cannot be applied between December 1st and March 1st**
- Fertilizer containing nitrogen and phosphorus **cannot be applied to any impervious surface**, and must be immediately removed if spilled or accidentally deposited
- Fertilizer containing nitrogen or phosphorus **cannot be applied within 24 hours of a heavy rain event** (heavy rain meaning rainfall greater than 0.25" per hour during the next 24 hours or rainfall greater than 1" in total in the next 24 hours)
- Fertilizer Containing Phosphorus without nitrogen **cannot be applied within 20 feet of any wetlands** (including freshwater or coastal wetlands, marshes, wet meadows, bogs, swamps, vernal pools, lakes, ponds, rivers, streams, creeks and estuaries)
- Fertilizer Containing Nitrogen **cannot be applied within 100 feet of any wetlands** (including freshwater or coastal wetlands, marshes, wet meadows, bogs, swamps, vernal pools, lakes, ponds, rivers, streams, and creeks) or **within 50 feet of any estuaries**

The fine for the first offense shall be no greater than \$150. The fine for a second offense shall be \$250. The fine for a third and each subsequent offense shall be \$300. The enforcement authority includes the Agents of the Board of Health, the Conservation Commission, and the Department of Natural Resources.

If companies are unsure if there are wetlands present on the property, please ask the homeowner or check with the Mashpee Conservation Department at (508) 539-1424. If you have any questions on the bylaw, please contact the Mashpee Conservation Department, Board of Health at (508) 539-1426 or Department of Natural Resources at (508) 539-1410.

Please see the complete bylaw attached that provide more details on the above performance standards.

Thank you for your consideration in this matter.

Sincerely,

The Mashpee Environmental Oversight Committee

CHAPTER 107-NITROGEN CONTROL BYLAW

History: Added 10-20-2014 ATM, Article 13, approved by Attorney General 2-23-2015.

History: Amended 5-1-2017 ATM, Article 34, approved by Attorney General 10-31-2017.

§107-1 Purpose:

A town bylaw to conserve valuable waterways and other resources that increase our property values, that protect our unique environment vital to our economy, and that reduce the financial burden on taxpayers and property owners by regulating the outdoor application of nitrogen and phosphorous on turf. The regulation of fertilizer applications will reduce the overall amount of excess nitrogen and phosphorous entering the town's resource areas as defined in the Mashpee Wetlands Protection Bylaw (§174-2) and regulations. Reducing excess phosphorous helps protect the water quality of Mashpee's ponds and streams. Reducing excess nitrogen helps protect and improve water quality of Mashpee's two (2) valuable estuaries-Waquoit Bay and Popponesset Bay-and their associated bays, coves and waterways; as well as Mashpee's many ponds and streams.

This town bylaw is also critical to reducing Mashpee's Total Maximum Daily Load (TMDL) of nitrogen. Mashpee waters do not meet the Clean Water Act standards because of excess nitrogen entering the town's estuaries. The Cape Cod Commission has estimated that reducing nitrogen from outdoor lawn applications to coastal estuaries and embayments by fifty (50) percent could save the taxpayers of Mashpee forty (\$40,000,000) million dollars in sewerage and other wastewater treatment expenses. Scientifically we know can be done without affective the quality of turf in Mashpee.

§107-2 Applicability:

This bylaw shall apply to and regulate any and all applications of nitrogen and/or phosphorous (phosphate) fertilizer on managed turf areas within the Town of Mashpee. §107-3

§107-3 Definitions:

"Agriculture" includes farming in all its branches, generally as the cultivation and tillage of the soil, dairying, the production, cultivation, growing and harvesting of any agricultural, floricultural, viticultural or horticultural commodities, and shellfishing, including preparations and delivery to storage or to market or to carriers for transportation to market.

"Best Management Practices" (BMP", means a sequence of activities designed to limit a nonpoint pollution source. For the purposes of the bylaw, BMP, means the most current edition 78 of "Best Management Practices for Soil and Nutrient Management in Turf Systems", prepared by University of Massachusetts Extension, Center for Agriculture, Turf Program.

"Certified Fertilizer Applicator" means a person certified by the Cape Cod Commission, Cape Cod Cooperative Extension, or Town of Mashpee departments, or any combination thereof, to apply fertilizer and manage turf in conformance with BMP.

"Compost" or "Organic Compost" means the biologically stable, humus-like material derived from composting or the aerobic, thermophilic decomposition of organic matter.

“Fertilizer” means a substance that enriches the soil with elements essential for plant growth, such as nitrogen, phosphorus, potassium or other substances; fertilizer does not include those nutrients that are normally excluded from fertilizer such as chemicals that are part of horticultural gypsum, dolomite, limestone, lime, Jersey greensand, grass clippings, or compost topdressing; compost tea and liquid seaweed, as defined and applied in accordance with standards in Section 5(f), is also excluded from the definition of fertilizer.

“Heavy Rain” is a rainfall greater than 0.25 inches per hour during the next twenty four (24) hour period or a rainfall of greater than one (1”) inch total in the next twenty four (24) hour period.

“Impervious Surface” means any structure, surface, or improvement that reduces or prevents absorption of storm water into land, and includes concrete, asphalt, paver blocks, gravel, decks, patios, elevated structures, and other similar structures, surfaces, or improvements.

“Lawn Patch Product” is premixed blend of grass seed, fertilizer, and mulch.

“MDAR Fertilizer Regulations” means the most recent regulations of Mass General Law 330 CMR 31.00: “Plant Nutrient Application Requirements for Agricultural Land and Land Not Used for Agricultural Purposes”, developed by the Massachusetts Department of Agricultural Resources (MDAR) pursuant to its authority under MGL c.128, Sections 2(k) and Section 65(A), as amended by St. 2012, c. 262. 330 CMR 31.00

“Natural Organic Fertilizer” is a fertilizer product that is derived from either a plant or animal product containing one (1) or more elements, other than carbon, hydrogen and oxygen, which are essential for plant growth. These materials may be subject to biological degradation processes under normal conditions of aging, rainfall, sun-curing, air drying, composting, rotting, enzymatic or anaerobic or aerobic bacterial action or any combination of those conditions. These materials are not mixed with synthetic materials or changed in any physical or chemical manner from the material’s initial state except by manipulations such as drying, cooking, chopping, grinding, shredding, hydrolysis or pelleting.

“Naturally Vegetated Buffer Zone” means areas of indigenous vegetation. Plantings may be considered as naturally vegetated if they meet the standards of the Mashpee Conservation Commission and include a low-growing herbaceous layer of vegetation, which includes grassland, heathland or meadow plantings.

“Nitrogen” (N) means an element essential to plant growth. For the purposes of the bylaw, nitrogen may be available as slow-release, controlled-release, timed-release, slowly available, or water insoluble nitrogen, which means nitrogen in a form that delays its availability for plant uptake and use after application and is not readily available to turf and other plants; and/or quick-release, water soluble nitrogen which means nitrogen in a form that does not delay its availability for turf and other plant uptake and is rapidly available for turf and other plant uptake and use after application. 79

“Natural-Based Fertilizer” is a fertilizer product that is derived primarily from either a plant or animal product containing one (1) or more elements, other than carbon, hydrogen and oxygen, which are essential for plant growth. These materials may be mixed with lesser amounts of synthetic materials. For the purpose of this bylaw, Natural-Based Fertilizers are exempt from the restrictions on the application of phosphorous containing fertilizers, if and only if, the phosphate or phosphorous is derived from a natural-organic source.

“Person” is any individual, partnership, corporation, firm, association, authority, trust or group, including, but not limited to, a municipality, county, the Commonwealth and its agencies, and the federal government.

“Phosphorus” (P) is one (1) of three (3) primary nutrients needed by turfgrasses. Although it is present in small amounts in turfgrass tissues (0.3-0.55 percent on a dry weight basis), phosphorous is extremely important for rooting, seedling development, cell division, and the synthesis of various compounds used by plants. Phosphorus (phosphates) can be supplied to turf as inorganic (synthetic) and/or natural organic fertilizers. Inorganic phosphorus fertilizers include superphosphates and ammonium phosphates. Natural organic fertilizers typically contain phosphorus derived from plant or animal by-products.

“Phosphorus Containing Fertilizer” is turf fertilizer labeled for use on lawn or non-agricultural turf in which the available phosphate content is greater than 0.67% by weight, excluding Organic Compost, Natural Organic Fertilizer or Natural-Based Fertilizers where the phosphate is derived from natural-organic sources.

“Saturated Ground” means soil soaked with moisture so that it cannot absorb any more liquid.

“Soil Test” is a technical analysis of soil conducted by a laboratory using methods and procedures recommended by the University of Massachusetts Amherst Extension Program as appropriate for Commonwealth soils.

“Turf, Lawn, or Sod” means any non-crop land area that is covered by any grass species, excluding meadows, grasslands, flower or vegetable gardens, pasture, hay land, trees, shrubs, turf grown on turf farms or any form of agricultural production or use.

§107-4 Performance Standards

All application of nitrogen and/or phosphorus to turf shall comply with the following standards:

A. The application of nitrogen is prohibited between October 30th and April 14th unless specifically permitted by the Town Board of Health, the Town Conservation Commission or the Board of Selectmen, as set out below. The application of phosphorous or Phosphorus Containing Fertilizer, with or without nitrogen, is prohibited in all circumstances between December 1st and March 1st. Based on early spring or fall weather conditions, soil temperature and degree of turf emergence from dormancy, or other relevant condition, and using the guidelines of the BMP, the Town Board of Health, the Town Conservation Commission, or the Board of Selectmen may permit earlier or later application of nitrogen, in which case such extended period shall be announced by notice or publication. A working group may be established by the Board of Selectmen or the Conservation Commission to assist in undertaking the duties referenced in this paragraph.

B. No person shall cause nitrogen and/or phosphorus from any fertilizer application to apply to, or otherwise be deposited on any impervious surface including parking lot, driveway, roadway, sidewalk, frozen soil or ice. Any fertilizer applied, spilled, and/or deposited 80 on any impervious surface, either intentionally or accidentally, must be immediately and completely removed and contained and either legally applied to turf or any other legal site or returned to an appropriate container.

C. No person shall apply nitrogen and/or phosphorus twenty four (24) hours before or during a heavy rain event or apply nitrogen and/or phosphorus onto saturated ground. An application of nitrogen and/or phosphorus should be watered in with not more than one quarter (0.25") inch of irrigation or natural rain within the next twenty four (24) hour period.

D. The application of phosphorus containing fertilizer without nitrogen is prohibited within twenty (20') feet and the application of nitrogen is prohibited within one hundred (100') feet of the following resource areas, as defined in The Mashpee Wetlands Protection Bylaw, Section 2 and regulations; any freshwater or coastal wetlands; marshes; wet meadows; bogs; swamps; vernal pools; lakes; ponds; rivers, streams; creeks; and estuaries, an application of nitrogen is prohibited within fifty (50') feet of that protected resource area. An application of nitrogen is prohibited within one hundred (100') feet of any rivers; streams; and creeks, as defined in the Rivers Protection Act, Chapter 258 of the Acts of 1996. There are alternative methods of enhancing turf within application of nitrogen; see Sections 5(e) and 5(f). A Certified Fertilizer Applicator may apply to the Town Conservation Commission for approval to authorize limited applications of nitrogen on turf within these prohibited areas. A working group may be established by the Town Conservation Commission to assist in undertaking the duties referenced in this paragraph.

E. No person may purchase and apply, or authorize any person, by way of service contract or other arrangement, to apply any phosphorus containing fertilizer on lawn or nonagricultural turf, except when:

- 1) a soil test taken not more than three (3) years before the application indicates that additional phosphorus is needed for growth of that lawn or non-agricultural turf; or
- 2) the phosphorus containing fertilizer is used to establish new lawn or nonagricultural turf on bare ground or as part of renovation of a lawn or nonagricultural turf area. The use of phosphorus for the purposes of establishing a new lawn or non-agricultural turf area, or for renovating an existing lawn or nonagricultural turf is limited to the first (1st) growing season.
- 3) If the soil test indicates that additional phosphorus is needed for growth of a lawn or non-agricultural turf, application of additional phosphorus shall not exceed the UMass Guidelines.
- 4) Any person who applies phosphorus containing fertilizer, except those making non-professional applications, shall maintain records for three (3) years of each application made. The following information shall be recorded, when applicable: (a) Name of applicator; (b) Date of application; (c) Address or location description of the application site; (d) Soil test results for management units; (e) Type and amount of phosphorus containing fertilizer applied

§107-7 Enforcement Authority

The enforcement authority for all performance standards shall be the Agents of the Board of Health, the Conservation Commission, the Department of Natural Resources or their designees. The fine for the first (1st) offense shall be no greater than one hundred fifty (\$150) dollars. A warning in lieu of a fine or other enforcement action for the first (1st) offense can be issued at the discretion of the enforcement authority. The fine for a second (2nd) offense shall be two hundred fifty (\$250) dollars. The fine for each subsequent offense shall be three hundred (\$300) dollars.

§107-8 Severability Clause

Should any section, part or provision of this bylaw be deemed invalid or unconstitutional, such decision shall not affect the validity of the remaining terms of this bylaw as a whole or any part thereof, other than the section, part or provision held invalid or unconstitutional.

Terrie Cook

Subject: FW: grant support letter request
Attachments: Narrative on Proposed Initiatives- 2021.docx; Mashpee Town Letter.docx

From: Wendy Northcross [<mailto:wendy@capecodchamber.org>]
Sent: Thursday, November 12, 2020 1:06 PM
To: Rodney C. Collins <rccollins@mashpeeema.gov>
Cc: Andrew Gottlieb <agottlieb@apcc.org>
Subject: grant support letter request

WARNING! EXTERNAL EMAIL: : This message originated outside the Town of Mashpee mail system. DO NOT CLICK on links or attachments unless you are absolutely certain the content is safe.

Dear Rodney & Andrew:

We got some good news that the Com. Of MA was going to accept grant proposals for the annual Regional Economic Development Organization program. While late in notice and with a short turnaround time for application due 11/20 we are again submitting a scope of services (copy attached). The RFP requires at least ten letters from municipalities in our service region. The Chamber's sister corporation, Cape Cod Economic Development Council, Inc. has served as the Cape & Islands REDO for decades, and in the past few years, we have partnered with Plymouth Chamber in order to advance our Blue Economy vision.

Attached is a draft letter that we respectfully request from your municipality in support of the programming conducted by our REDO. This year's efforts have been very focused on two things: adapting businesses and organization to operate during COVID-19 impacts, and to advance our blue economy vision.

Thank you in advance for providing this letter. It may be sent directly to Ms. Le at MOBD, but we would love to have a copy for our files.

Take Care, Wendy

Wendy K. Northcross, CEO

Cape Cod Chamber of Commerce / CVB
5 Patti Page Way, Centerville, MA 02632
DIRECT: 508-362-8610

CapeCodChamber.org | BlueCapeCod.org

Love My Local Cape Cod, MA Businesses & Organizations!





TOWN OF MASHPEE

OFFICE OF SELECTMEN

16 Great Neck Road North
Mashpee, Massachusetts 02649
Telephone - (508) 539-1401
bos@mashpeema.gov

November 17, 2020

Ms. Nhat Le
Massachusetts Office of Business Development
136 Blackstone St, 5th Floor
Boston, MA 02109

RE: Cape Cod & Plymouth REDO Grant Proposal

Dear Ms. Le:

The Town of Mashpee is pleased to offer this letter in support of the Regional Economic Development Organization (REDO) grant request by the Cape Cod Economic Development Council, Inc. in partnership with the Plymouth Area Chamber of Commerce.

During the entire COVID-19 pandemic, the organizations and businesses in our town found a constant flow of information and guidance to help reopen, stay open and remain safe and healthy. We appreciate their convening of economic development professionals from the region on a more frequent basis during the pandemic, to help share what each community can do to adapt to help business operations.

We are especially supportive of the Cape Cod Blue Economy initiative and the ongoing efforts to diversify the regional economy; to facilitate new employment opportunities; to support new blue economy sector businesses. We view this as a critical path to the post-COVID-19 economic recovery for our town.

Thank you for your consideration.

Sincerely,

John J. Cotton
Chair, Mashpee Board of Selectmen

When COVID-19 hit our shores, the Cape Cod region (southern Plymouth County including Plymouth and Wareham, all of the towns on Cape Cod, and the islands of Martha's Vineyard and Nantucket) were enjoying full employment and actively engaged in propelling our blue economy vision forward. Since the March 11th state of emergency declaration, nothing has stopped this work. In fact, the blue economy vision has resonated and spread beyond Nantucket, Dukes, Barnstable and Plymouth Counties into Bristol County and a closer partnership with UMass-Dartmouth. With REDO funding support, we will continue collaboration to execute our implementation plan <https://www.bluecapecod.org/implementation-plan-report/>.

The Blue Economy Initiative plan commissioned through support of the Massachusetts Seaport Economic Council, proposes actions that have begun to foster growth in the region's water-based economy. Pre-pandemic, the Commonwealth derived 2.6% of direct employment and 1.3% of direct gross state product from the maritime economy. In fact, the "dark blue" economy, that which is directly dependent on water, in the Cape region was worth 6% of the region's revenues and employed 4% of the workforce. More broadly, the overall blue economy continues to be a significant economic driver for the region, representing 12% of jobs and 11% of gross revenues.

Since the onset of COVID-19 business impacts, the blue economy plan is being adjusted to reprioritize concepts such as the Blue Wheelhouse accelerator for water-based technology business support services. We are actively fund-seeking for this concept, since there was predicted growth in dark blue industries through 2022: of 2.6% in the region, and of 4.3% in Cape & Islands. Further, the MassHire Workforce Development Board for the Cape & Islands is updating its Blueprint with increasing focus on the blue economy based on the statistics on the growth of the Cape Cod region's Blue Economy from 2003 to 2014, where blue establishments increased 42% (from 2,180 to 3,104), employees in blue business increased 50% (from 14,412 to 29,093) and annual payroll for blue businesses increased by 111% (from \$574M to \$1.21B).

Since the pandemic, the volume of all categories of businesses seeking assistance has mushroomed, while our organizational capacity has shrunk. Further, there are no grants for organizations with no payroll (i.e. CCEDC, Inc.) or for 501 c 6 organizations (i.e. the chambers of commerce in this partnership.) However, we have nevertheless ramped up our frequency of meetings, webinars, 1:1 counseling, lobbying for business assistance programs, and more. For the balance of FY 21, we propose to continue assisting the massive numbers of business that have reached out to our collective organizations for business survival planning, loans and grants, and to propel the next economic wave in a post-COVID-19 environment with a complete review of the region's current state and future potential, while we advance housing, skills training, climate adaptation and a global reputation for the blue economy. Our work plan follows:

Support Business Competitiveness & Regional Strategies

Goal: Advance the Cape Cod Region's Blue Economy

A Vibrant Maritime and Technology Economy

- Submit EDA grant funding request to establish the Blue Wheelhouse – a marine tech accelerator.
- Promote Blue Connect a series of web data resources to serve various sectors of the Blue Economy community.

A Healthy Environment = A Healthy Economy / Infrastructure

- Complete construction of Expedition Blue; a series of 11 "waypoints" across the region showcasing and educating the public about the sights and relevance of the environment on our economy. Funded by Seaport Economic Council grant in FY 21.

- Design and implement a Blue brand focused on blue pride, blue assets and experiential travel – funded by a private foundation grant.

A Prepared and Educated Workforce

- See A - Trained Workforce goals below

Goal: Adapt to COVID-19 change and plan regional opportunities post-pandemic by updating the Cape Cod business strategic plan for private sector organization alignment- delivery date: April/May.

Goal: lead business reopening and operation adaptation by facilitating the Cape Cod Reopening Task Force:

- **First track: assist businesses** by providing tools, guidance, best-practices and expertise to assist in what they will need / be required to do in order to reopen/stay open.
- **Second track: assist Cape & Island towns** – providing elected officials and local decision-makers with resources and support to create some level of uniformity and strength in policy-decisions related to COVID reopening and recovery.
- **Third track: create universal messaging** – work to promote a consistent region-wide information on safe practices to benefit both towns, businesses and manage tourism.

Equitable Opportunity

Goal: support and assist M/WBEs, VBEs, DBEs and small businesses.

- Collaborate with Boston Chamber PACESETTERS program creating systemic and economic opportunity by increasing a statewide commitment of local business to do business with vendors of M/WBEs. <https://www.bostonchamber.com/economic-opportunity/pacesetters/>
- Plymouth Area Chamber of Commerce, the SBA, SBDC, SCORE & VBOC, and three Veteran entrepreneurs present an informational forum in November.

Respond to Housing Crisis

Goal: support families and local businesses by returning people to work.

- Partner with the Mass. Business Coalition for Early Childhood Education to galvanize the Massachusetts business community to engage with early childhood education leaders, advocates, philanthropy, and government to address chronic challenges of access, affordability, quality, and sustainability.
- Reappointment to gateway city of Town of Barnstable Affordable Housing & Growth Development Trust

Train a Skilled Workforce

Goal: Promote business partnerships with skills and career development programs

- Partner MOU with MassHire Workforce Development Board for Cape & Islands Regional Blueprint Implementation & continue to serve on MassHire WDB board
- Partner MOU with Mass. Business Coalition on Skills to originate and advocate for statewide policy proposals to promote skills development in the talent pipeline, the current workforce, and for the jobs of the future.
- Partner with the Barnstable Intermediary School's Career Exploration grants, to establish a strong business network that helps sixth & seventh grade students discover career options.

- Work with Mass. Maritime Academy to increase awareness of and interest in blue career opportunities derived from an MMA education.
- Partner with UMass Dartmouth to conduct a skills gap analysis of blue economy entities, and work with UMD and Cape Cod Community College to develop curricula to address need.

Build Vibrant Communities/ Environment

Goal Prepare for and adapt to climate change impacts

- Partner with the Cape Cod Climate Initiative to create a Climate Action Plan [capecodcommission.org/climate.](http://capecodcommission.org/climate/) /Conduct business focus groups
- Partner with non-profit Cape Cod Climate Change Collaborative and the annual NetZero Conference.
- Support the work of Cape Cod and Islands Water Protection Fund Management Board to fund new municipal wastewater systems, funded by 2.75% Water Fee on hotel/short term rental stays.



TOWN OF MASHPEE

OFFICE OF SELECTMEN

16 Great Neck Road North
Mashpee, Massachusetts 02649
Telephone - (508) 539-1401
bos@mashpeema.gov

MEMORANDUM

TO: Town Manager Rodney C. Collins;
Chair Cotton and the Honorable Members of the Board of Selectmen

FROM: Terrie Cook, Administrative Assistant 

DATE: November 12, 2020

SUBJ: Board of Selectmen Meeting Schedule, January – June, 2021

Listed below are the proposed dates for the upcoming Board of Selectmen meetings, scheduled from **January 2021 through June 2021**. Unless otherwise noted, meetings will take place at Mashpee Town Hall in the Waquoit Meeting Room.

Monday	January 11, 2021	6:30 p.m.
Monday	January 25, 2021	6:30 p.m.
Monday	February 8, 2021	6:30 p.m.
Monday	February 22, 2021	6:30 p.m.
Tuesday	March 8, 2021	6:30 p.m.
Monday	March 22, 2021	6:30 p.m.
Monday	April 12, 2021	6:30 p.m.
Monday	April 26, 2021	6:30 p.m.
Monday	May 3, 2021	6:00 p.m.
Monday	Town Meeting, Mashpee High School	
Monday	May 24, 2021	6:30 p.m.
Monday	June 7, 2021	6:30 p.m.
Monday	June 28, 2021	6:30 p.m.