

TOWN OF EASTHAM

ANNUAL TOWN MEETING WARRANT

AND

FINANCE COMMITTEE REPORT AND RECOMMENDATIONS

7:00 P.M.

MAY 6, 2013

NAUSET REGIONAL HIGH SCHOOL GYMNASIUM

ANNUAL TOWN ELECTION

MAY 21, 2013

POLLS OPEN 7:00 A.M. - 8:00 P.M.

EASTHAM TOWN HALL

2500 STATE HIGHWAY

EASTHAM, MA

**FOR COPIES OF THIS WARRANT IN LARGER PRINT
OR ON TAPE, PLEASE CALL 508 240-5900.**

Also available on the town website

www.eastham-ma.gov

Please bring this warrant to Town Meeting

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

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TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

FINANCE COMMITTEE REPORT

The key role of the Eastham Finance Committee is to provide fiscally responsible recommendations to the citizens of the town on Articles presented in the town warrant for vote at the annual town meeting. We gather pertinent information from the Town Administrator, key Department heads, other town committees, consultants and members of the public, and after discussion at committee meetings formulate recommendations with respect to the warrant Articles. We encourage the public to attend our meetings, which are posted.

This year's warrant contains two Articles that could shape the future of this town for many years to come. One is Article 7, providing for a town wide municipal drinking water supply, and the other for a room rental tax on private home rentals.

The most significant warrant article this year concerns the town-wide municipal water system. At the May 2009 Annual Town Meeting, the members voted to spend \$3.15 million to determine the feasibility of town-wide Municipal Water. Since then, the Board of Selectmen, Town Administrator, Board of Health, Water Management Committee, the town's water consultants and interested citizens have conducted an in-depth analysis of the availability of sufficient high quality water for a municipal system to meet the needs of residents and visitors to the town and the detailed costs and benefits of such a system. The resulting consensus of these efforts is that municipal water will:

- Preserve and improve public health with safe, high-quality drinking water for residents and visitors.
- Provide enhanced fire safety throughout the town while significantly reducing insurance costs to many homeowners.
- Preserve property values now and in the future.
- Avoid the inconvenience to citizens and income loss to businesses that results from water stoppages due to loss of power.

The Finance Committee majority recommended approval of town-wide municipal water in 2012, but the plan advanced at town meeting by the Board of Selectmen was for a partial system, which was not approved by the citizens. The majority of the Finance Committee again recommends approval of a town-wide system and believes that the cost of the entire system is reasonable and THE COST will only grow if we delay the inevitable, and that the proposed plan for financing and allocation of costs to citizens is reasonable and equitable.

The second Article with important long-term impact is a home rule measure to establish a room occupancy tax. At the May 2010 Annual Town Meeting voters requested the state allow by local option the expansion of the Room Occupancy tax to include single-family home seasonal rentals. The measure was approved at Town meeting but not acted upon by the legislature. When renewed last year at the request of legislative leaders, the Article failed. It is estimated that such an expansion could raise an estimated \$500,000 to \$800,000. The majority of the Finance Committee continues to support this expansion and is in favor of Article 17, which again requests state approval. The expansion would provide equity with respect to motels and cottages already subject to the tax, and substantial revenues much needed by the Town. If the municipal water article is approved, the room occupancy tax could be especially useful to ease the financial burden on the citizens.

Russ French, Chairman
Brian Eastman, Clerk
Gary Krum, Vice Chair
Sue Beyle

Judith Cannon
Steve Cole
Fred Guidi
John Knox
Teresa Martin

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT

MAY 6, 2013

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT

Commonwealth of Massachusetts
Barnstable, ss. ~

To: Either of the Constables of the Town of Eastham
in the County of Barnstable

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in Elections and Town affairs to meet at the Nauset Regional High School Gymnasium, Monday, the sixth day of May, Two Thousand and Thirteen, at Seven o'clock in the evening, then and there to act on the following articles in this Warrant and to meet in the Eastham Town Hall at 7:00 a.m. Tuesday, the twenty-first day of May next, then and there to elect the following Town Officers:

Board of Selectmen	Two three-year terms (Vote for two)
Library Trustee	Two three-year terms (Vote for two)
Elementary School Committee	Two three-year terms (Vote for two)
Nauset Regional School Committee	One Three Year term (Vote for one)
Housing Authority	One Five Year Term (Vote for one)

and to act on the following questions:

QUESTION 1

Shall the Town of Eastham be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to establish a town-wide water supply and water distributing system, including the payment of costs of taking or purchasing water sources or water flowage rights, the taking or purchase of land or easements for the water system or for the protection of the water system, the construction and development of wells, the construction of water towers, the construction of buildings for water treatment and pumping stations, the laying and relaying of water mains, the purchase and installation of water meters, fire hydrants and other water departmental equipment, and design, engineering and other costs incidental and related thereto.

QUESTION 2

Shall the Town vote to have its elected Treasurer/Tax Collector, become an appointed Treasurer/Tax Collector of the Town as voted as part of the Charter Amendments at the May 2010 Annual Town Meeting?

POLLS OPEN 7:00 A.M. AND CLOSE AT 8:00 P.M.

ARTICLE 1

To see if the Town will vote to raise and appropriate or transfer from available funds **\$1,700** for Greenhead Fly Control as authorized by G.L. c.252 §24, and authorize the Town Treasurer to pay said appropriation into the State Treasury; or take any action relative thereto.

By Board of Selectmen

Summary:

This is a standard article to appropriate money to pay the Town's share of the Greenhead Fly Control Program.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 2

To see if the Town will vote to assume liability in the manner provided by G.L.c.90 Sections 29 & 29A, as most recently amended for all damages that may be incurred by the Department of Environmental Protection of Massachusetts for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshore and shores along a beach, in accordance with G.L. c.91, Section 11, and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth of Massachusetts; or take any action relative thereto.

By Board of Selectmen

Summary:

All Massachusetts municipalities indemnify the DEP for work in the local communities with this standard article.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 3

To see if the Town will vote to accept the provisions of G. L. c.71, §16B, which would reallocate the sum of members towns' contributions to the Nauset Regional School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called for Fiscal Year 2015; or take any action relative thereto.

By Nauset Regional School Committee

Summary:

This article will apportion the Nauset Regional School Assessments for Fiscal Year 15, to the four member towns based on their proportionate enrollment within the school district. This is an annual article to ensure that the assessment method provided within the inter-municipal agreement, approved by the four towns establishing the Nauset Regional School District, is used to determine assessment. This article has been included in each of the last twelve years in the local town meeting.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 4

To see if the Town will vote to transfer and appropriate a sum of money to various accounts for meeting the remaining expenses for Fiscal Year 2013; or take any action relative thereto.

By Board of Selectmen

Summary:

This article transfers funds from cash reserves to cover shortfalls in the current fiscal year.

BOARD OF SELECTMEN RECOMMENDATION: At Town Meeting

FINANCE COMMITTEE RECOMMENDATION: At Town Meeting

(Majority vote required)

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ARTICLE 5

To see if the Town will vote to transfer from the Stabilization fund the sum of **\$100,000** to pay for costs incurred or to be incurred in connection with environmental monitoring, reporting, and remediation in accordance with the Massachusetts Department of Environmental Protection requirements; or take any action relative thereto.

By Board of Selectmen

Summary:

This is a transfer out of the Stabilization Fund to cover the emergency unanticipated expenditures relative to the investigation of groundwater contamination in the area adjacent to the capped landfill.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

(2/3rds Majority vote required)

ARTICLE 6

To see if the Town will vote to transfer and appropriate the sum of **\$5,349** to pay past due fuel excise taxes for FY12; or take any action relative thereto.

By Board of Selectmen

Summary:

This bill is for unpaid fuel excise taxes, which were not billed.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(4/5th vote required)

ARTICLE 7

To see if the Town will vote to establish a town-wide water supply and water distributing system pursuant to Section 39A of Chapter 40 of the General Laws; and

to appropriate the sum of **\$114,800,000** for establishing such a system for the Town, including, without limitation, the taking or purchase of water sources or water or flowage rights, the taking or purchase of land or easements for the water system or for the protection of the water system, the construction and development of wells, the construction of water towers, the construction of buildings for water treatment and pumping stations, the laying and relaying of water mains, the purchase and installation of water meters, fire hydrants and other water department equipment, and design and engineering and other costs incidental thereto, and including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; and

that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$114,800,000 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; and provided however, that of this appropriation, **\$38,800,000** shall be contingent upon the passage of a debt exclusion under Massachusetts General laws Chapter 59, Section 21C (proposition 2 ½ so-called.); and

that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and

that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project;

provided further that, pursuant to G.L. c.40, Section 39A, the Board of Selectmen is hereby authorized to act as water commissioners and to

exercise all of the powers of water commissioners pursuant to General Laws chapter 41, Section 69A; and

provided further that the Town hereby accepts the provisions of General Laws Chapter 40, Sections 42A through 42F to authorize the collection of water rates and to permit the deferral of payment of water use charges by certain homeowner/occupants;

provided further, to authorize the Selectmen to petition the General Court to enact legislation as may be needed to permit the Town to assess privilege fees, establish a water enterprise fund and such other duties as are normally assigned to Water Commissioners, and further provided that the General Court may make any clerical or editorial changes of form only to the bill submitted by the Selectmen, and such other amendments to the bill submitted, as the Selectmen may approve before enactment by the General Court, and to authorize the Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition; or take any action relative thereto.

By Board of Selectmen

Summary:

This article will authorize the development and installation of a town wide municipal water system. The system will be installed in six (6) phases focusing first on the main corridor along Route 6, and the service area east of the capped landfill area. Subsequent phases will begin at two-year intervals with the final install completed within twelve years of the project start. Contractors chosen via Massachusetts General Laws, Chapter 30B, Chapter 149, and Chapter 30, 39M would install the system. A private operator chosen using the state procurement laws mentioned above would operate the system. No betterments are authorized by this article. The system would include a "gate valve" at each lot to facilitate connection. All roads would be serviced including public and private roads, and fire hydrants would be provided along all water service lines. The system would be financed via taxes for the installation, and the water fees are expected to cover operating costs and provide for the establishment of a capital reserve. The water fees segregated into an enterprise fund are used to support system contracted personnel, equipment, and maintenance costs. All systems connections onto private lots would be privately contracted by the property owner and the install would comply with existing state codes for plumbing and electrical installations. No one would be required to connect to the municipal water system, but it would be available to each lot in Eastham.

(See Appendix A- Debt Schedule For Article 7 Borrowing & System Map pg 20/21)

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-1

(2/3rds Majority vote required)

ARTICLE 8

To see if the Town will vote to authorize the Board of Selectmen to enter into a contract for the disposal of the Town's solid waste for a period not to exceed twenty (20) years commencing on January 1, 2015, on such terms and conditions as the Board of Selectmen deem to be in the best interests of the Town, which contract may include a provision that the Town shall not be exempt from liability for the payment of contract sums in future fiscal years; or take any other action relative thereto.

By Board of Selectmen

Summary:

This article will permit the Board of Selectmen to enter into a long term contract for the disposal of the town's solid waste including authority to include in the contract if necessary, a "put or pay" provision which requires the town to deliver stated quantities or to pay a fee for the disposal of said volume. If the volume requirement is met by delivery to the Solid Waste Facility and recycling, then no such additional fees will be due. A committee has been working with other towns on and off Cape to develop a single contract and therefore leverage the volume of the collective to secure the best volume based discounts and conditions.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 8-0

(Majority Vote Required)

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ARTICLE 9

To see if the town will vote to change the purpose for which the following described land is held, from general municipal purposes, to being held for general municipal purposes and for disposal and shown on Assessors Map 04 Parcel 431, consisting of 1.79 acres +/-, and also shown as 230 Higgins Road, with said land to be disposed of in a manner that it is apportioned among as many direct abutters who shall desire such land, with all costs, such as preparation of plans and deeds and filing of same, and such other costs and value of such land as estimated by the Deputy Assessor that shall be necessary to effect this transfer of land, and such other terms and conditions that the Board may deem appropriate and necessary; or take any action relative thereto.

By Board of Selectmen

Summary:

The Town acquired this long narrow strip of land as a gift, and has no particular use for this land. A few of the abutters have inquired about purchasing the area abutting their properties. This article will allow the Board of Selectmen to dispose of the land under such terms and conditions, as they may need to complete the transfer to one or more abutting owners.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 8-0

(Majority Vote Required)



ARTICLE 10

To see if the Town will vote to fix the salary and compensation of all elected officials of the Town as provided by G.L. c.41Section 108, as amended, and to raise and appropriate or transfer from available funds the following sums of money for salaries:

Moderator	\$ 150
Town Clerk	\$67,317
Treasurer/Tax Collector	\$80,560
Selectmen (5) \$1,500 each	\$ 7,500
Total	\$155,527

or take any action relative thereto.

By Elected Officials

Summary:

All salaries in this article are level funded, with the exception of the Treasurer/Tax collector and the Town Clerk, which reflects a 2% salary adjustment that is consistent with other full time employees.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 11

To see if the Town will vote to reauthorize revolving funds, as listed below, for certain town departments under G.L. c.44, Section 53E ½ for the fiscal year beginning July 1, 2013; or take any action relative thereto.

By Board of Selectmen

Revolving Fund	Authorize to Spend Fund	Revenue Source	Use of Fund	FY14 Limit
Recreation – Bottles & Cans	Recreation Director	Collection & Redemption of Bottles & Cans	Beach & Recreation Programs	\$ 10,000
Home Compost Bin/ Recycling	BOS or designee	Sale of Compost Bins	Purchase additional bins & advertise their availability	\$ 5,000
Vehicular Fuel Sales	BOS or designee	Sale of fuel to other govt entities	Purchase additional fuel for sale to other government entities	\$ 30,000
Council on Aging /Lower Cape Adult Day Center	COA Director	Funds from fees, charges for COA programs and events	Pay for vendors COA programs and events	\$ 7,000

Summary:

This statute requires annual authorization of revolving funds

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 12

To see if the Town will vote to act on the operating budget, including recommendations and reports of the Selectmen, Finance Committee and other Town Officials, and to see if the Town will vote to raise and appropriate or transfer from receipts reserved, and other available funds and accounts, the sum of **\$22,191,512**, and further to transfer from the dog receipts reserved (free cash so called) the additional sum of **\$2,500** to the Library, line item 67; or take any action relative thereto.

By Board of Selectmen

Summary:

Article 12 is the annual operating budget for the Town, and Eastham Elementary, and Nauset Regional High School and Cape Cod Regional Technical High School Assessments. The FY 14 total operating budget is 7.63% more than FY13. The municipal portion increased by 5.63%, Nauset's assessment increased by 16.34%. Eastham Elementary increased by 7.88%. Cape Cod Tech decreased by 17.49%.

The most significant increase and change this year is in the education sector. The Nauset Regional School District Assessment for Eastham reflects Eastham's increased share of the total district enrollment. In FY13, we represented 20.35% of the total enrollment and in FY14 we represent 22.12%. Eastham Elementary School budget includes two special placements to meet student's needs. The Elementary School budget is up \$269,411 (7.88%), most of which is unanticipated expense for these special placements. Cape Cod Tech's Assessment is down due to a reduction in the number of students from Eastham this year.

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Traditionally, our legal budget is lower than many of the larger towns. This is accomplished by the judicious use of state resources for legal advice, opinions, and discussions of new case laws. Litigation is cyclical in that cases take several years to reach trial. While there is little expense during that time, as the trial time is reached, we expend more legal funds. Additionally, we are being challenged on land use enforcement for health, conservation, and zoning. We expect this increase will be sufficient for the next several years. The legal budget has been level funded for many years.

Bulk fuel expense is increased \$35,000 for FY14 to reflect increased price per gallon. The Town keeps these fuel costs as low as it can by participating in the County's bulk fuel purchasing program and by managing fuel use by reducing vehicle idling times and planning trips.

The operating budget for Public Safety and Inspections is up 6.4% overall, primarily to correct an error made in the FY 13 budget that understated fire

salaries. A similar scrivener's error in the Council on Aging salary budget is also corrected for FY 14.

Debt and Banking Services (lines 72 – 82) includes principal and interest payments on all long and short-term debt. Debt expense will increase in FY 14 by 14.29% or \$240,562 to cover the first full year of a \$3 million debt expense used to develop plans for a municipal water system.

This budget contains all personnel expenses including salary adjustments, and benefits. All supplies and equipment to provide the full range and level of existing services are contained herein. It has been reviewed by the Finance Committee and the Board of Selectmen and reflects their conclusions about necessary expenditures for operations in FY14.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 8-0

(Majority vote required)

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

LINE #		FY13 APPROVED BUDGET	FY14 SELECTMEN'S BUDGET	FIN COMM. REC
GENERAL GOVERNMENT				
1	SELECTMEN/TN ADMINISTRATOR OFFICE SALARY	\$371,958.00	380,531.00	8-0
2	SELECTMEN/TOWN ADMINISTRATOR EXPENSE	\$16,100.00	16,100.00	8-0
3	RESERVE FUND	\$65,000.00	65,000.00	8-0
4	TOWN ACCOUNTANT OFFICE SALARY	\$122,306.00	126,760.00	8-0
5	TOWN ACCOUNTANT EXPENSE	\$29,320.00	38,320.00	8-0
6	ASSESSOR OFFICE SALARY	\$200,045.00	194,717.00	8-0
7	ASSESSOR EXPENSE	\$25,865.00	26,646.00	8-0
8	TREASURER/COLLECTOR OFFICE SALARY	\$99,727.00	102,679.00	8-0
9	TREASURER/COLLECTOR EXPENSE	\$7,915.00	7,949.00	8-0
10	LEGAL SERVICES EXPENSE	\$65,000.00	80,000.00	8-0
11	DATA PROCESSING SALARY	\$139,225.00	143,718.00	8-0
12	DATA PROCESSING EXPENSE	\$119,772.00	126,073.00	8-0
13	TAX TITLE EXPENSE	\$7,000.00	7,000.00	8-0
14	CENTRAL PURCHASING SUPPLY & SERVICE	\$57,855.00	56,622.00	8-0
15	TOWN CLERK/ELECTIONS OFFICE SALARY	\$91,323.00	96,675.00	8-0
16	TOWN CLERK /ELECTIONS EXPENSE	\$9,700.00	9,890.00	8-0
17	NATURAL RESOURCES SALARY	\$243,703.00	254,313.00	8-0
18	NATURAL RESOURCES EXPENSE	\$29,144.00	29,149.00	8-0
19	NATURAL RESOURCES CAPITAL EXPENSE	\$11,455.00	0.00	8-0
20	PLANNING/ZONING SALARY	\$72,077.00	75,592.00	8-0
21	PLANNING /ZONING EXPENSE	\$1,800.00	3,821.00	8-0
22	MUNICIPAL BUILDINGS SALARY	\$147,147.00	151,522.00	8-0
23	MUNICIPAL BUILDINGS EXPENSE	\$88,806.00	88,806.00	8-0
24	BULK FUEL OIL EXPENSE	\$177,000.00	212,000.00	8-0
25	TOWN REPORT EXPENSE	\$8,050.00	8,050.00	8-0
26	ENGINEERING & SUPPORT SERVICES EXPENSE	\$4,000.00	4,000.00	8-0
		\$2,211,293.00	\$2,305,933.00	
PUBLIC SAFETY & INSPECTIONAL SERVICES				
27	POLICE SALARY	\$1,439,604.00	1,511,113.00	8-0
28	POLICE EXPENSE	\$161,648.00	171,547.00	8-0
29	POLICE CAPITAL	\$9,564.00	0.00	
30	FIRE SALARY	\$1,480,723.00	1,658,211.00	8-0
31	FIRE EXPENSE	\$135,841.00	150,520.00	8-0
32	FIRE CAPITAL EXPENSE	\$142,907.00	119,077.00	8-0
33	DISPATCHING SALARY	\$296,593.00	298,190.00	8-0
34	DISPATCHING EXPENSE	\$2,700.00	2,700.00	8-0
35	BUILDING/PLMBG/ELEC INSPECTION SALARY	\$202,032.00	208,409.00	8-0
36	BUILDING INSPECTION EXPENSE	\$3,049.00	3,049.00	8-0
37	EMERGENCY MANAGEMENT EXPENSE	\$100.00	100.00	8-0
38	TREE WARDEN EXPENSE	\$400.00	400.00	8-0
39	DUTCH ELM DISEASE EXPENSE	\$10.00	10.00	8-0
40	INSECT/PEST/POISON IVY CONTROL	\$10.00	10.00	8-0
		\$3,875,181.00	\$4,123,336.00	
EDUCATIONAL SERVICES				
41	ELEMENTARY SCHOOL OPERATIONS	\$3,420,351.00	3,689,762.00	8-0
42	NAUSET REGION CAPITAL ASSESSMENT		8,746.00	8-0
43	NAUSET REGION OPERATING ASSESSMENT	\$3,744,220.00	4,355,866.00	8-0
44	CAPE COD REGIONAL TECHNICAL SCHOOL	\$282,806.00	234,197.00	8-0
		\$7,447,377.00	\$8,288,571.00	
PUBLIC WORKS & SANITATION				
45	GENERAL MAINTENANCE SALARY	\$487,446.00	510,341.00	8-0
46	GENERAL MAINTENANCE EXPENSE	\$118,138.00	118,137.00	8-0
47	GENERAL MAINTENANCE CAPITAL	\$55,544.00	15,500.00	8-0

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48	SNOW & SANDING SALARY		\$32,160.00	32,160.00	8-0
49	SNOW & SANDING EXPENSE		\$16,500.00	16,500.00	8-0
50	STREET LIGHTING EXPENSE		\$7,600.00	7,600.00	8-0
51	WASTE COLLECTION & DISPOSAL SALARY		\$161,633.00	176,845.00	8-0
52	WASTE COLLECTION & DISPOSAL EXPENSE		\$302,833.00	302,833.00	8-0
53	WASTE COLLECTION & DISPOSAL CAPITAL EXPENSE		\$15,707.00	0.00	8-0
			\$1,197,561.00	\$1,179,916.00	
	<i>HEALTH & HUMAN SERVICES</i>				
54	VETERANS' GRAVE OFFICER		\$75.00	75.00	8-0
55	TOWN NURSE SERVICES		\$4,000.00	4,000.00	8-0
56	PUBLIC HEALTH SALARY		\$171,464.00	178,735.00	8-0
57	PUBLIC HEALTH EXPENSE		\$18,541.00	22,620.00	8-0
58	INSPECTION OF ANIMALS EXPENSE		\$250.00	250.00	8-0
59	COUNCIL ON AGING/ADC SALARY		\$231,542.00	263,024.00	8-0
60	COUNCIL ON AGING/ADC EXPENSE		\$32,004.00	32,454.00	8-0
61	VETERANS' SERVICES - EXPENSE		\$18,550.00	19,385.00	8-0
62	VETERANS' SERVICES - BENEFITS		\$9,000.00	12,500.00	8-0
63	HUMAN SERVICES AGENCIES		\$61,500.00	63,000.00	8-0
			\$546,926.00	\$596,043.00	
	<i>CULTURE & RECREATION</i>				
64	LIBRARY SALARY		\$217,314.00	227,511.00	8-0
65	LIBRARY EXPENSE		\$75,855.00	78,325.00	8-0
66	BEACH & RECREATION SALARY		\$259,028.00	270,712.00	8-0
67	BEACH & RECREATION EXPENSE		\$63,643.00	64,652.00	8-0
68	BEACH & RECREATION CAPITAL		\$8,223.00	8,223.00	8-0
			\$624,063.00	\$649,423.00	
	<i>DEBT AND BANKING SERVICES</i>				
69	FIRE STATION		\$150,000.00	150,000.00	8-0
70	LANDFILL CAPPING		\$70,923.00	73,059.00	8-0
71	TRANSFER STATION		\$120,000.00	120,000.00	8-0
72	INTEREST EXPENSE (LONG/SHORT TERM)		\$330,086.00	324,674.00	8-0
73	TAX ANTICIPATION NOTES/BANS		\$36,460.00	10,000.00	8-0
74	SEPTIC BETTERMENT LOANS		\$20,401.00	20,400.00	8-0
75	PURCELL LAND PURCHASE		\$35,000.00	35,000.00	8-0
76	EASTHAM ELEMENTARY SCHOOL RENOVATION		\$410,000.00	410,000.00	8-0
77	MUNICIPAL WATER		\$125,000.00	395,000.00	8-0
78	BANK FINANCING CHARGES		\$2,100.00	2,400.00	8-0
			\$1,299,970.00	\$1,540,533.00	
	<i>OTHER EXPENSES (GENERAL GOVERNMENT)</i>				
79	EMPLOYEE BENEFITS		\$13,500.00	13,500.00	8-0
80	BARN. COUNTY RETIREMENT ASSESSMENT		\$1,162,194.00	1,254,081.00	8-0
81	TOWN INSURANCE - UNEMPLOYMENT EXPENSE		\$10,000.00	10,000.00	8-0
82	TOWN INSURANCE - EMPLOYEE EXPENSE HEALTH		\$1,904,576.00	1,904,576.00	8-0
83	TOWN INSURANCE - TOWN PROTECTION (PROP & LIAB)		\$325,600.00	325,600.00	8-0
			\$3,415,870.00	\$3,507,757.00	
	TOTAL		\$20,618,241.00	\$22,191,512.00	8-0

ARTICLE 13

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of **\$656,500** to purchase the following capital items, make improvements to capital facilities as listed below; or take any action relative thereto.

By Board of Selectmen

Summary:

Article 13 is the annual capital acquisition list. The items shown here are to be acquired or executed in this fiscal year. Included on the capital plan for this year are standard items that appear each year such as computer software and hardware, replacement vehicles and building maintenance projects.

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Also included is \$60,000 for ordinary road maintenance. This provides the DPW with funds to supplement state Chapter 90 grants and includes projects not eligible for Chapter 90 support. Regular road maintenance helps to avoid catastrophic road surface failures that are very expensive to repair.

The generators at both the Town Hall and the Council on Aging have outlived their useful life, and need to be replaced this year. While we had planned for future replacement, in both cases the need is to move these forward for this year. Both generators were struggling to function during the recent storm events.

The Elementary School, which is also included in our capital plan, is provided with \$20,000 to continue to improve and update the computer hardware and software that the students use.

The Fire Station completed in 2000, is in need of ordinary maintenance, specifically interior and exterior painting. The Fire Station painting, funded for \$80,000, will include re-staining of the shingles, preparation and

painting of exterior trim and interior painting to keep the building in good condition and enhance the value of this town facility.

These capital funds will prepare concept plans for the town and the COA Board of Directors to consider \$30,000 requested to develop preliminary plans for a facility to serve Eastham seniors including renovation of the existing Senior Center, located at 1405 Nauset Road or development of a facility at a new location. Renovations of the existing building could include relocating the Senior Day Center from the basement to the first floor, create meeting space in the basement, and improve access to the Senior Center.

This article will be funded using \$496,500 dollars from Free Cash, \$100,000 transferred from Ambulance Receipts, and \$60,000 from the tax levy.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

(Majority vote required)

FY 14 CAPITAL ACQUISITION ARTICLE 13							
ITEM	DEPARTMENT		ITEM			FY14	
DATA PROCESSING							
1			COMPUTER HARDWARE/SPEC SOFTWARE/TABLETS/CAMERAS,SERVERS			\$30,000.00	F
2			VOIP PHONE SYSTEM	TOWN HALL/COA		\$34,000.00	F
3			FIBER OPTIC BETWEEN TH/POLICE/FIRE			\$7,500.00	F
SUB-TOTAL						\$71,500.00	
COA/ADULT DAYCARE							
4			GENERATOR REPLACEMENT			\$35,000.00	F
SUB-TOTAL						\$35,000.00	
NATURAL RESOURCES/CONSERVATION							
5			50 HP BOAT MOTOR			\$8,000.00	F
6			HERRING RUN GATES			\$5,000.00	F
SUB-TOTAL						\$13,000.00	
HARBOR IMP.							
7							
SUB TOTAL						\$35,000.00	
MUNICIPAL BUILDINGS IMPROVEMENTS							
8			PROJECT CONTINGENCY: MAJOR REPAIRS, PAINTING ETC.			\$30,000.00	F
9			SERVICE VAN REPLACEMENT			\$24,000.00	F
10		T.H.	REPLACE GENERATOR TOWN HALL/FIRE STATION			\$50,000.00	F
11		COA	PRELIMINARY DESIGN/ RENOVATION UPGRADE			\$30,000.00	F
12		FIRE STATION	EXTERIOR/INTERIOR PAINTING			\$80,000.00	A
13		INFO/WMILL	GEN BLDG MAIN & REPAIR			\$6,000.00	F
			WINDMILL/INFO/ANCIENT CEMETERIES /BRACKETT PORTABLE				
SUB-TOTAL						\$220,000.00	
SCHOOL							
14			ROUTINE PAINTING ROTATION			\$5,000.00	F
15			GROUNDS MAINTENANCE - DRAINAGE/FENCING			\$5,000.00	F
16			COMPUTER HARDWARE/SOFTWARE			\$20,000.00	F
SUB-TOTAL						\$30,000.00	
BEACHES/RECREATION							
17			4X2 TRUCK			\$25,000.00	F
SUB-TOTAL						\$25,000.00	
DPW							
18			10 WHEELER DUMP TRUCK	(FIVE YR LEASE)		\$40,000.00	F
19			ORDINARY ROAD M & R (NOT CHAP 90)/STORM DRAIN UPGRADES			\$60,000.00	T
20			CATCH BASIN CLEANER REFURB			\$20,000.00	F
21			SANDER			\$18,000.00	F
22			ROLL OFFS (2) OPEN/CLOSED TOP			\$14,000.00	F
SUB-TOTAL						\$152,000.00	
POLICE							
23			IN CAR COMPUTER MONITOR REPLACEMENTS			\$5,000.00	F
SUB-TOTAL						\$5,000.00	

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	FIRE (EQUIP)							
				RESCUE/MEDICAL EQUIP UPGRADE/REPLACEMENT				
24				FOAM / HOSE REPLACEMENTS			\$13,000.00	A
25				SPECIALTY GEAR, TURNOUT SUITS, SURVIVAL SUITS			\$7,000.00	A
	SUB-TOTAL						\$20,000.00	
	SPECIAL PROJECTS							
26				WASTEWATER PLANNING ALTERNATIVES INVESTIGATION			\$50,000.00	F
	TOTAL						\$656,500.00	
TOTAL CAPITAL FUNDS NEEDED BY SOURCE				(KEY)				
		F = FREE CASH					\$496,500.00	
		A = AMBULANCE RECEIPTS					\$100,000.00	
		T = TAX LEVY					\$60,000.00	
		DEBT EXCLUSION					\$0.00	
	TOTAL						\$656,500.00	

ARTICLE 14

To see if the Town will, in accordance with Chapter 6-6A of the Eastham Home Rule Charter, vote to accept the Capital Improvement Plan for FY15-FY19, as printed below; or take any action relative thereto.

By Board of Selectmen

Summary:

This is the five-year capital plan, which lists all anticipated capital expenditures for equipment, supplies, and projects, including engineering and planning studies. Items on the list are a minimum of \$1,000. This listing is a planning tool to focus attention on needed expenditures for the upcoming years. The use of this long-range planning tool has facilitated the town's ability to anticipate large expenditures and appropriately schedule

bond issues and debt repayments in a manner that supports a stable tax rate while ensuring that capital equipment is acquired in a timely manner and that structures are well maintained. This article is a planning tool and does not require any funding. When items are scheduled for funding, they are moved to the capital acquisition article included in each Annual Town Meeting warrant.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

(Majority vote required)

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

FIVE YEAR CAPITAL PLAN FY15 - FY19									
ITEM	DEPARTMENT	ITEM	FY15	FY16	FY17	FY18	FY19		
DATA PROCESSING									
1		COMPUTER HARDWARE/SPECIALIZED SOFTWARE	\$20,000.00 F	\$20,000.00 F	\$20,000.00 F	\$20,000.00 F	\$20,000.00 F		
2		SERVER UPGRADES/REPLACEMENTS			\$12,000.00 F	\$12,000.00 F			
3		FIBER OPTIC CABLE/OPEN CAPE CONNECTION	\$10,000.00 F						
4		VIDEO EQUIPMENT UPGRADES/DIGITAL CAMERAS	\$5,000.00 CT		\$5,000.00 CT			\$5,000.00 CT	
		UPGRADE TELEPHONE SYSTEM - ALL BLDGS (VOIP)			\$10,000.00 F				
5		FIRE	\$5,000.00						
6		POLICE	\$15,200.00 F						
7		NATURAL RESOURCES/DPW	\$5,000.00 F						
8		LIBRARY		\$5,000.00 F					
9		REPLACE PLOTTER/SCANNER(S)				\$8,000.00 F			
10		MOBILE COMPUTING & TABLET ACQUISITION/REPLACEMENTS	\$3,000.00 F	\$2,000.00 F		\$3,000.00 F		\$3,000.00 F	
		SOFTWARE UPGRADES (OPERATING SYSTEMS)		\$20,000.00 F				\$20,000.00 F	
SUB-TOTAL			\$63,200.00	\$47,000.00	\$47,000.00	\$43,000.00	\$48,000.00		
COA/ADULT DAYCARE									
11		VAN REPLACEMENT		\$26,000.00 F/HST		\$26,000.00 F/HST			
SUB-TOTAL			\$0.00	\$26,000.00	\$0.00	\$26,000.00			
ASSESSING/INSPECTIO									
12		DATA COLLECTOR /ENVIRONMENTAL PLANNER VEHICLE	\$4,000.00 F		\$3,000.00 F				
SUB TOTAL			\$4,000.00	\$0.00	\$3,000.00	\$0.00	\$0.00	\$0.00	
NATURAL RESOURCES									
13		4x4 PICK UP TRUCK	\$15,000.00 F	\$15,000.00 F	\$15,000.00 F			\$15,000.00 F	
14		4X4 PICK UP TRUCK		\$13,000.00 F	\$13,000.00 F	\$13,000.00 F		\$13,000.00 F	
15		SAND DRIFT FENCE - VARIOUS LOCATIONS			\$10,000.00 F				
16		BOAT MOTOR 130HP/50HP				\$15,000.00 F			
17		EQUIPMENT CHAINSAWS/PRESSURE WASHER		\$1,800.00 F					
18		HERRING RUN GATE REPLACEMENTS			\$1,000.00 F	\$3,000.00 F			
19		PORTABLE GPS			\$2,500.00 F				
20		EQUIPMENT TRAILER REPLACEMENT	\$7,500.00 F						
SUB-TOTAL			\$22,500.00	\$29,800.00	\$41,500.00	\$31,000.00	\$28,000.00		
HARBOR IMP.									
21		DREDGE ROCK HARBOR	\$550,000.00 D	\$5,000.00 EX	\$5,000.00 EX	\$5,000.00 EX	\$5,000.00 EX	\$5,000.00 EX	
SUB TOTAL			\$550,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	
MUNICIPAL BUILDINGS EQUIPMENT									
22		VACUUM/CARPET CLEANERS/ LADDERS	\$2,000.00 F		\$2,000.00 F			\$2,000.00 F	
23		VAN REPLACEMENT			\$25,000.00 F				
24		COPIERS/POSTAGE METERS	\$10,000.00 F					\$15,000.00 F	
25		FLOOR MACHINE/SNOW BLOWER	\$1,400.00 F			\$1,400.00 F			
26		ENERGY EFFICIENCY ENHANCEMENTS	\$25,000.00 F						
SUB-TOTAL			\$38,400.00	\$0.00	\$27,000.00	\$1,400.00	\$17,000.00		
MUNICIPAL BUILDINGS IMPROVEMENTS									
27		PROJECT CONTINGENCY: MAJOR REPAIRS ,PAINTING ETC.	\$25,000.00 F	\$30,000.00 F	\$30,000.00 F	\$30,000.00 F	\$45,000.00 F	\$45,000.00 F	
28		GREEN ENERGY ENHANCEMENTS							
SUB-TOTAL			\$25,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$90,000.00		
29	T.H.	MECHANICAL SYSTEMS OVERHAUL				\$15,000.00 F			
30		RELOCATE/REPLACE AIR HANDLER	\$38,000.00 F						
31		REPLACE VAULT A/C UNITS				\$9,000.00 F			
32		REPLACE CIRCULATOR PUMPS				\$3,000.00 F			
33		REPLACE HOT WATER TANK		\$3,000.00 F					
34		REPLACE EXISTING A/C UNITS			\$40,000.00 F				
35	INFO/WMILL	WINDMILL/INFO/ANCIENT CEMETERIES/BACKETT PORTA		\$6,000.00 F		\$6,000.00 F			
36	REC BLDG	FURNISHINGS		\$10,000.00 F					
SUB-TOTAL			\$38,000.00	\$19,000.00	\$40,000.00	\$33,000.00	\$0.00		
37	COA								
38		RENOVATION/EXPANSION HEAT/AIR COND/ SENIOR CENTER		\$3,000,000.00 D					
SUB-TOTAL			\$0.00	\$3,000,000.00	\$0.00	\$0.00	\$0.00		
39	DPW/NR	COPIER REPLACEMENT			\$5,000.00 F				
40		AIR/HEATING SYSTEM OVERHAUL/REPLACE				\$20,000.00 F			
41		EXTERIOR MAINTENANCE - STUCCO DPW BLDG				\$10,000.00 F			
42		EXPAND DPW GARAGE SPACE/INTERIOR RENOVATION	\$1,500,000.00 D						
43		NR BLDG PAINT EXTERIOR			\$10,000.00 F				
SUB-TOTAL			\$1,500,000.00	\$0.00	\$15,000.00	\$30,000.00	\$0.00		
44	POLICE	REPLACE HOT WATER TANK		\$3,000.00 F					
45		REPLACE SHINGLES, ROOF & SIDEWALL			\$40,000.00 F				
46		REPLACE 2 OF 4 AIR HANDLING UNITS	\$9,000.00 F						
47		KITCHEN/LOCKER RM/TRAINING RM UPGRADES				\$75,000.00 F			
SUB-TOTAL			\$9,000.00	\$3,000.00	\$40,000.00	\$75,000.00	\$0.00		
48	FIRE	REPLACE FIRE PUMP (SPRINKLER) IN STATION	\$50,000.00 A						
49		BUILDING MAINTENANCE (VARIOUS ITEMS BLDG 5+ YRS OLD.)		\$40,000.00 A				\$25,000.00 F	
50		PAINTING INTERIOR/EXTERIOR						\$20,000.00 F	
SUB-TOTAL			\$50,000.00	\$40,000.00	\$0.00	\$0.00	\$0.00	\$45,000.00	
51	LIBRARY	FURNISHING, COMPUTERS FINAL FINISHING NEW BUILDING						\$45,000.00 F	
SUB-TOTAL			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$45,000.00	
52	SCHOOL	ROUTINE PAINTING ROTATION	\$5,000.00 F	\$5,000.00 F	\$5,000.00 F	\$5,000.00 F	\$5,000.00 F	\$5,000.00 F	
53		REPLACE PLAYGROUND/BASKETBALL COURT SURFACE		\$10,000.00 F		\$30,000.00 F			
54		GROUNDS MAINTENANCE - DRAINAGE/FENCING	\$5,000.00 F					\$6,000.00 F	
55		GYM FLOOR REFINISHING			\$15,000.00 F				
56		COMPUTER HARDWARE/REPLACEMENTS/UPGRADES		\$20,000.00 F		\$20,000.00 F			
57		BUILDING MAINTENANCE/IMPROVEMENTS	\$20,000.00 F		\$20,000.00 F			\$20,000.00 F	
SUB-TOTAL			\$30,000.00	\$35,000.00	\$40,000.00	\$55,000.00	\$31,000.00		

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BEACHES/RECREATION									
58		UPGRADE/ADA BATH HOUSES	\$15,000.00	F					
59		PARKING LOT REPAIRS (VARIOUS LOCATIONS)						\$10,000.00	F
60		ADA BEACH CHAIR						\$3,000.00	F
61		4 X 2 TRUCK						\$30,000.00	F
62		4 X 2 TRUCK							\$30,000.00 F
63		B-BALL RESURFACE/BASEBALL BACKSTOP REPL/FENCING						\$15,000.00	F
64		BEACH GATE SHACKS	\$3,000.00	F					
65		WALKWAYS/DUNE MAIN FENCING/MOBI MAT EXTEND	\$23,000.00	F	\$10,000.00	F	\$20,000.00	F	
66		REPLACE SOFT BALL SHEDS (2)						\$35,000.00	F
67		OUTDOOR SHOWERS @ WILEY PARK			\$50,000.00	F			
68		NEW BATHHOUSE FIRST ENCOUNTER							\$750,000.00 D
SUB-TOTAL			\$41,000.00		\$60,000.00		\$55,000.00	\$58,000.00	\$780,000.00
DPW									
69		REPLACE/REFURBISH HYDRAULIC TRUCK LIFT						\$45,000.00	F
70		ONE TON DUMP	\$55,000.00	F					\$55,000.00 F
71		3/4 TON PICK UP	\$15,000.00	F	\$15,000.00	F	\$15,000.00	F	
72		SANDER						\$18,000.00	F
73		INTERL DUMP 6 WHEEL LARGE/REFURB/purchase					\$35,000.00	F	
74		EXTRA LARGE DUMP 10 WHEELER (LEASE PURCHASE 5 YR)	\$40,000.00	F	\$40,000.00	F	\$40,000.00	F	
75		ORDINARY ROAD M & R (NOT CHAP 90)	\$140,000.00	T	\$150,000.00	T	\$160,000.00	T	\$180,000.00 T
76		NEW TRASH TRAILERS			\$60,000.00	F	\$60,000.00	F	
77		TRACTOR TRAILER HORSE (FOR YARD USE ONLY - USED)						\$60,000.00	F
78		REPLACE/ADD RECYCLING COMPACTOR	\$20,000.00	F			\$20,000.00	F	\$40,000.00 F
79		LOADER REPLACEMENT (544)							\$50,000.00 F
80		TWO (2) 40 YARD OPEN TOP ROLL OFF CONTAINERS			\$16,000.00	F	\$16,000.00	F	\$16,000.00 F
81		ONE (1) 40 YARD CLOSED TOP ROLL OFF REFYRB			\$8,500.00	F			
82		STORM DRAIN UPGRADE/IMPROVEMENT/REPLACEMENTS	\$60,000.00	F				\$75,000.00	F
83		MOWER REPLACEMENTS	\$20,000.00	F					\$20,000.00 F
84		SWEEPER REPLACEMENT (FIVE YEAR LEASE, \$150k)			\$30,000.00	F	\$30,000.00	F	\$30,000.00 F
85		AIR COMPRESSOR (185 CFM) MOBILE			\$18,000.00	F			
86		STATIONARY AIR COMPRESSOR					\$5,000.00	F	
SUB-TOTAL			\$350,000.00		\$337,500.00		\$381,000.00	\$554,000.00	\$441,000.00
POLICE									
87		DEFIBRILATORS REPLACEMENT	\$5,000.00	F	\$50,000.00	F			
88		UNMARKED ADMIN DEP VEHICLE 4X4(3 YR LEASE)			\$11,000.00	T	\$11,000.00	T	\$11,000.00 T
89		CRUISER/w video	\$32,000.00	T	\$32,000.00	T	\$32,000.00	T	\$33,000.00 T
90		CRUISER	\$34,000.00	T	\$34,000.00	T	\$34,000.00	T	\$35,000.00 T
91		UNMARKED ADMIN CHIEF VEHICLE	\$10,000.00	T					
92		PORTABLE RADIOS (3)					\$10,000.00	T	
93		LAP TOP COMPUTER IN CAR REPLACEMENT (4)					\$20,000.00	F	
94		BULLET PROOF VEST REPLACEMENT (ALL)	\$20,000.00	F					
95		NEW SPEED TRAILER	\$8,000.00	F				\$8,000.00	F
96		RADAR EQUIPMENT UPGRADE/REPLACEMENT	\$6,000.00	F					
97		DIGITAL VIDEO FOR CRUISERS			\$35,000.00	F			
SUB-TOTAL			\$115,000.00		\$162,000.00		\$107,000.00	\$85,000.00	\$79,000.00
FIRE (EQUIP)									
98		REPLACE AMBULANCE (CHG BUY TWO SAME TIME)	\$125,000.00	A	\$125,000.00	A	\$125,000.00	A	
99		ENGINE REPLACEMENT (1992) (5 YR LEASE PUR, \$550,000)	\$120,000.00	A	\$120,000.00	A	\$120,000.00	A	
100		SQUAD 1 REPLACEMENT (TRUCK 160)	\$40,000.00	A					\$40,000.00 A
101		ADMINISTRATIVE VEHICLE DEP/CHIEF) REPLACE					\$28,000.00	A	
102		TANKER REPLACEMENT (98)						\$250,000.00	A
103		REPLACE SPECIAL HAZARDS TRUCK (91)					\$100,000.00	A	
104		REPLACE COPIER			\$8,000.00	A			
105		UPGRADE AIR PACKS - 4.5L	\$28,000.00	A					\$30,000.00 A
106		THERMAL IMAGER					\$10,000.00	A	
107		UPGRADE AND REPLACE TURNOUT GEAR (AS NEEDED)						\$10,000.00	A
108		HYDRANT STANDPIPE SYS -ON SITE WELLS/BURIED TANKS						\$12,000.00	A
109		REPLACE GAS METER			\$2,000.00	A			
110		COMPUTER SOFTWARE ENHANCEMENTS	\$20,000.00	A				\$20,000.00	A
111		MOBILE/DESKTOP COMPUTER HARDWARE ENHANCEMENT/ADDITIONS					\$20,000.00	A	\$20,000.00 A
112		FIRE SUPPRESSION UPGRADES/REPLACEMENT/FOAM RESCUE/MEDICAL EQUIP UPGRADE/REPLACEMENT			\$5,000.00	A		\$5,000.00	A
113		CARDIAC MONITORS (2)					\$30,000.00	A	
114		JAWS/AIR BAGS.EXTRACTION EQUIPMENT			\$5,000.00	A			\$10,000.00 A
115		SPECIALTY GEAR, TURNOUT SUITS, SURVIVAL SUITS	\$5,000.00	A				\$5,000.00	A
116		RADIO REPLACEMENT/UPGRADES	\$10,000.00	A			\$10,000.00	A	
117		FIRE HOSE (VARIOUS SIZES) CONTINUOUS REPL.					\$8,000.00	A	
118		PORTABLE GENERATOR (REPLACEMENT)						\$2,500.00	A
119		PORTABLE WATER TANK	\$4,000.00	A					\$4,000.00 A
SUB-TOTAL			\$352,000.00		\$265,000.00		\$451,000.00	\$304,500.00	\$104,000.00
120		RESOURCE LAND MANAGEMENT PLANS			\$25,000.00	F	\$25,000.00	F	\$25,000.00 F
121		LONG RANGE PLAN IMPLEMENTATION ASSISTANCE	\$25,000.00	F					
122		LAND ACQUISITION(OPEN SPACE, RECREATION, MAINTENANCE)			\$25,000.00	F			
123		LAND ACQUISITION HOUSING/AFFORDABLE HOUSING PURCHASES	\$75,000.00	F				\$75,000.00	F
124		COASTAL EROSION PLANNING/MITIGATION	\$50,000.00	F			\$50,000.00	F	\$50,000.00 F
125		MUNICIPAL WASTE WATER/ WATER/PLANNING/IMPLEMENTATION	\$2,000,000.00	D			\$38,800,000.00	D	\$15,500,000.00 D
126		ALTERNATIVE/GREEN ENERGY INITIATIVES			\$50,000.00	F			\$50,000.00 F
127		FRESH WATER/POND STUDIES - REMEDIATION	\$45,000.00	F	\$65,000.00	F			
TOTAL			\$5,383,100.00		\$4,224,300.00		\$40,157,500.00	\$1,405,900.00	\$17,338,000.00
TOTAL CAPITAL FUNDS NEEDED BY SOURCE (KEY)									
		F = FREE CASH	\$710,100.00		\$661,300.00		\$649,500.00	\$813,400.00	\$705,000.00
		C = COMMUNITY PRESERVATION FUND							
		HST + HUMAN SERVICES GIFT FUND			\$26,000.00			\$26,000.00	
		A = AMBULANCE RECEIPTS	\$402,000.00		\$305,000.00		\$451,000.00	\$304,500.00	\$104,000.00
		EX = BOAT EXCISE			\$5,000.00		\$5,000.00	\$5,000.00	\$5,000.00
		T = TAX LEVY	\$216,000.00		\$227,000.00		\$247,000.00	\$257,000.00	\$269,000.00
		D = CAPITAL DEBT EXCLUSION	\$4,050,000.00		\$3,000,000.00		\$38,800,000.00	\$0.00	\$16,250,000.00
		L=LAND ACQUISITION FUND							
		G = GRANT/OTHER							\$5,000.00
		CT=CABLE TV REVENUE	\$5,000.00				\$5,000.00		
TOTAL			\$5,383,100.00		\$4,224,300.00		\$40,157,500.00	\$1,405,900.00	\$17,338,000.00

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ARTICLE 15

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$101,533** for Eastham's share of capital improvements and equipment to install technology infrastructure and computers; to implement a variety of security measures that were reviewed by local police chiefs; to make repairs as needed in the plumbing, mechanical, electrical and other systems; to purchase a new backstop for the softball field at the Middle School; to make minor repairs at the Central Office building; and to conduct a detailed study of the condition and the efficiency of the HVAC systems at both schools; or take any action relative thereto.

By Nauset Regional School Committee

Summary:

This is a continuation of the capital funding process designed to mirror the capital planning process used by most member towns. The school committee adopts the full five-year plan each year and the single year funding request is forwarded to the town for inclusion in the warrant. The items identified for acquisition this year are listed above. The total cost of all the above projects is \$459,000.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

(Majority vote required)

ARTICLE 16

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$11,000** to be given to the Eastham Chamber of Commerce as a grant to help support operations of the Information Booth; or take any action relative thereto.

By Board of Selectman/Chamber of Commerce

Summary:

Annually the Town has supported a grant to the Chamber of Commerce to assist in paying for the operation of the Information Booth. This year the amount of the grant has been increased \$1,000 over FY13. It is still below the previous year highs of \$12,000 and below this year's request of \$14,000. This money is used primarily for staff salaries. The Town continues to provide maintenance services and utilities to this town owned property.

BOARD OF SELECTMEN RECOMMENDATION: 4-0-1

FINANCE COMMITTEE RECOMMENDATION: 6-0

(Majority vote required)

ARTICLE 17

To see if the town will vote to authorize the Board of Selectmen to petition the Great and General Court to approve a Home Rule Petition generally stated as follows:

An Act authorizing the town of Eastham to apply the local option room occupancy excise to all seasonal rental properties in the town.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, in addition to the authority to impose a local excise tax upon any transfer of occupancy of any room or rooms as may be set forth in and authorized by Chapter 64G Section 3A of the Massachusetts General Laws or other law, as the same may be amended from time to time, the town of Eastham shall, commencing on the first day of January that begins after the effective date of this Act, be authorized to impose a local excise tax upon the transfer of occupancy of any room in a seasonal rental property or other transient accommodations (rentals for ninety (90) days or less) located within said town by any operator at the rate of four (4) percent of the total amount of rent of each such occupancy.

SECTION 2. For the purposes of this chapter, all terms used herein shall, unless the context requires otherwise, have the same meanings as set forth in G.L. c64G Section 1 of the Massachusetts General Laws;

or take any action relative thereto.

By Board of Selectmen

Summary:

This article was previously voted in May 2010 in the affirmative, and most recently in May 2012, failed to get a majority. It is being offered here for consideration in an effort to have an affirmative vote that supports then petitioning the legislature to allow the assessment and collection of room occupancy tax on private home and certain cottage rentals of less than ninety (90) days. This would equalize the rental environment for private homes and commercial motel and hotels. The estimate of potential revenue assuming ten (10) wks of occupancy at an average rent of \$2,000 per week, is between \$500,000 and \$800,000. Rental periods of more than ninety (90) days would not be taxed.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-1-1

(Majority Vote Required)

ARTICLE 18

To see if the Town will vote to appropriate and transfer, pursuant to the provisions of G.L. c44B Section 6 from the FY2014 estimated community preservation revenues to reserves in the following amounts: **\$72,798** for open space purposes, **\$72,798** for historic preservation purposes **\$72,798**, for affordable housing purposes, and **\$509,588** to the FY2014 community preservation budgeted reserved for appropriation for a total of **\$727,982**, as recommended by the Community Preservation Committee; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

This article seeks to set aside 10% of the estimated community preservation revenue for open space, historic resources, and affordable community housing, with the remaining estimated revenue reserved for appropriation as required by G.L. Chapter 44B (6).

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 6-0

(Majority vote required)

ARTICLE 19

To see if the Town will vote to transfer and appropriate **\$30,000** from the Community Preservation Fund Balance as allowed by law for the purpose of administrative expenses; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

This article permits the use of \$30,000 of the Community Preservation Funds by the committee for administrative purposes. The State Legislation permits up to five percent (5%) of all funds for that purpose. The committee regularly requested \$20,000 for this purpose. This year they are planning to undertake some facilitated workshops to assist them in making more strategic use of the funds. Any unused balance each year reverts to the Community Preservation Fund Balance.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 6-0

(Majority vote required)

ARTICLE 20

To see if the Town will vote to transfer from the Community Preservation Open Space Reserves the sum of **\$220,000** to **Eastham** Water Management Committee for the purpose of protection of an open space resource by funding the necessary permits and hiring consultants for remediation, by alum treatment, of unhealthy phosphorus levels in Great Pond with said funds to spent under the direction of the Health Agent; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

This grant requested by the Water Management Committee would be used for alum treatment to reduce phosphorus in Great Pond. Excess phosphorus causes excessive plant and algal growth, decreasing the Pond's

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aesthetics for recreational users and threatening the habitat of aquatic life, especially, cold-water fishes. Great Pond is Eastham's most used pond and listed in the Eastham Ponds Action Plan as the remaining highest priority pond for remediation and the pond most likely to be restored through alum treatment.

BOARD OF SELECTMEN RECOMMENDATION: 5-0
 FINANCE COMMITTEE RECOMMENDATION: 6-0
 COMMUNITY PRESERVATION COMMITTEE: 5-0-1
(Majority vote required)

ARTICLE 21

To see if the Town will vote to transfer from Community Preservation Historic Preservation Reserves, the sum of **\$18,424**, to the town of Eastham for expenditure under the direction of the Town Clerk, for the purpose of providing climate control equipment to enhance the long term of vital records including but not limited to historical documents of both the Town Clerk and the Town Treasurer/Tax Collector; or take any action relative thereto.

By Town Clerk/Community Preservation Committee

Summary:

Over the past few years, Town Meeting approved the use of Community Preservation funds to preserve and store historic documents belonging to the town. In continuing this project, the Town Clerk requests \$18,424 to purchase a climate control unit for the Clerk's large storage vault that would meet standards set by the Massachusetts State Archives Records Management unit to maintain the temperature and humidity required to preserve the town's important documents.

BOARD OF SELECTMEN RECOMMENDATION: 5-0
 FINANCE COMMITTEE RECOMMENDATION: 6-0
 COMMUNITY PRESERVATION COMMITTEE: 6-0
(Majority vote required)

ARTICLE 22

To see if the Town will vote to transfer from Community Preservation Open Space Reserves, the sum of **\$25,000** to the PACE Committee for expenditure under the direction of the Beach and Recreation Administrator for the purpose of providing additional Handicapped Access via the use of Mobi-Mat or similar material in the area of Bee's River (aka Hatch's Beach); or take any action relative thereto.

By PACE/Community Preservation Committee

Summary:

The Public Access Committee requests \$25,000 to purchase a rubberized walkway mat, to be placed from the far end of First Encounter Beach parking lot to Bees River (aka Hatch's Beach) at Herring River. The walkway will, beginning in the summer of 2013, expand the existing accessibility program that the town has begun at several bay beaches by providing expanded opportunities for persons who are disabled or have difficulty walking on soft sand or uneven terrain use a greater portion of First Encounter Beach. First Encounter Beach is the town's busiest bay beach with more than 1,000 visitors daily.

BOARD OF SELECTMEN RECOMMENDATION: 5-0
 FINANCE COMMITTEE RECOMMENDATION: 6-0
 COMMUNITY PRESERVATION COMMITTEE: 6-0
(Majority vote required)

ARTICLE 23

To see if the Town will vote to transfer **\$659,950** from the Community Preservation Affordable Housing Fund Reserves and/or the unrestricted reserves, to the Town of Eastham Affordable Housing Trust for the purpose of purchasing existing housing units in Eastham and converting those to affordable rental units; or take any action relative thereto.

By Affordable Housing Trust/Community Preservation Committee

Summary:

The Eastham Affordable Housing Trust requests \$659,950 to purchase existing housing to convert to deed restricted affordable rental units. The units are expected to serve up to six (6) households, or an average of fourteen (14) residents per year. There are an estimated sixty-seven (67) Eastham households on waiting lists for affordable rental housing and dozens of young persons leaving Eastham because they cannot afford

housing. Only sixteen (16) affordable rental units are listed on Eastham's Subsidized Housing Inventory.

BOARD OF SELECTMEN RECOMMENDATION: 5-0
 FINANCE COMMITTEE RECOMMENDATION: 6-0
 COMMUNITY PRESERVATION COMMITTEE: 6-0
(Majority vote required)

ARTICLE 24

To see if the Town will vote to change the purpose for which two parcels of town-owned land described below are held, as follows:

Parcel A - 4300 State Highway, Assessors Map 8, Parcel 147 and 147A, (a/k/a Purcell Property) from being held for general municipal purposes including affordable housing to being held for general municipal purposes, affordable housing and up to seven (7) acres, for conveyance;

Parcel B - land located off located off Ballwic Road, (formerly known as Forest Ave) Assessors Map 12, Parcel 211B, from being held for school purposes to being held for general municipal purposes, affordable housing and up to nine (9) acres for conveyance; and further,

to transfer **\$300,000** from the Community Preservation Affordable Housing Fund Reserves and/or the unrestricted reserves, to the Town of Eastham Affordable Housing Trust for the purpose of hiring as necessary outside consultants to complete pre-development activities on said parcels, including, but not limited to, permitting, soil testing, architectural and engineering services, and further,

to authorize the Board of Selectmen to convey the portions of said parcels) to the Affordable Housing Trust for construction of up to seven (7) acres of land to be developed into no more than twenty-one (21) bedrooms of low and moderate-income housing on Parcel A, and up to nine (9) acres of land to be developed into no more than eighteen (18) bedrooms of low and moderate-income housing on Parcel B, and under such additional terms and conditions as the Board of Selectmen may determine; or take any action relative thereto.

By Affordable Housing Trust/Community Preservation Committee

Summary:

The Eastham Affordable Housing Trust is requesting \$300,000 to fund pre-development activities for two (2) affordable housing rental initiatives to serve families and/or seniors. Pre-development costs include engineering, environmental testing, administrative and architectural costs. Between twenty-four (24) and fifty-five (55) rental units are planned for development. The Community Preservation Committee supports the transfer of up to 50% of the acreage of these two parcels for this purpose, reserving the remaining acreage for other purposes consistent with Eastham's Local Comprehensive Plan and North Eastham Village Center Plan.

BOARD OF SELECTMEN RECOMMENDATION: 5-0
 FINANCE COMMITTEE RECOMMENDATION: 6-0
 COMMUNITY PRESERVATION COMMITTEE: 6-0
(2/3rds Majority vote required)

ARTICLE 25

To see if the Town will vote to transfer **\$20,000** from the Community Preservation Open Space Fund Balance to the Open Space Committee to be spent under the direction of the Beach and Recreation Administrator, for the purpose of constructing pathways, benches and other amenities on land located off Sandy Meadow Way to serve passive recreation users of the parcel; or take any other action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

The Open Space Committee requests \$20,000 to improve accessibility and protect habitat at Sandy Meadows. Plans include trail improvements, including hardening material on portions of a trail for improved

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handicapped accessibility, installation of one or more benches, trail markers and erosion control of the central mound.

BOARD OF SELECTMEN RECOMMENDATION: 1-4 (opposed)

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 6-0

(Majority vote required)

ARTICLE 26

To see if the town will vote to layout and accept as a town way, Ellis Road, Plan Book 15 Page 113, and described in Deed book 540, Page 441 and as shown on a plan entitled Plan of Land Ellis Road Eastham, MA. Scale 1"=40' and dated January 18, 2013, prepared by Timothy J. Brady P.L.S. of East Cape Engineering, 44 Route 28, Orleans, MA, or take any action relative thereto.

By Board of Selectmen

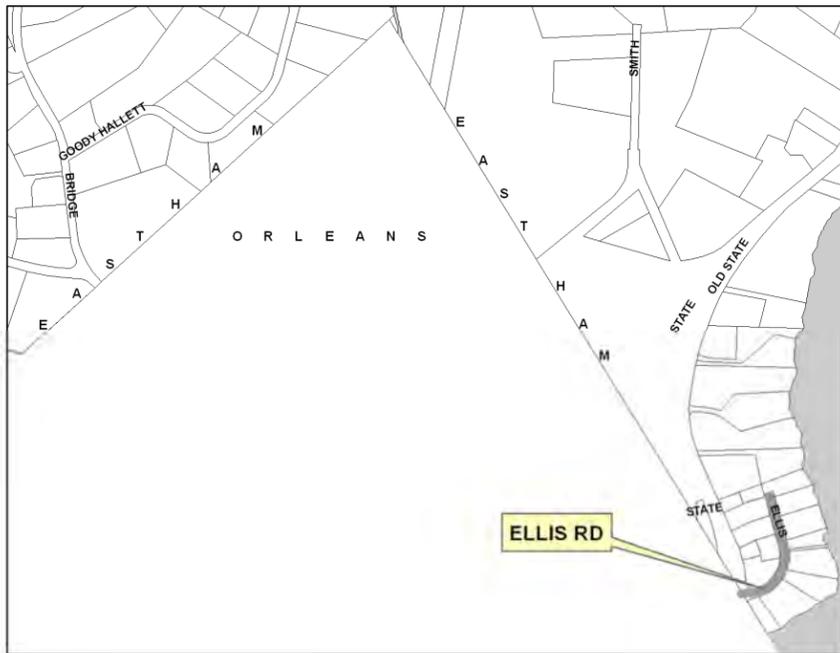
Summary:

Ellis Road was laid out as a town road in the 1930's. Technically, the order was defective in that ownership of the road by the grantee was not confirmed. We reconstructed the road with the expectation of a federal grant to reimburse us \$85,000 of the cost. In order to receive the grant funds, we need to have Town Counsel confirm the town as owner of the road. This cannot be done due to a defect in the original taking order. We are asking that town meeting revote the layout of this road and thereby confirm ownership by the town.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 5-0

(Majority vote required)



ARTICLE 27

To see if the town will vote to amend the Town of Eastham Animal Control Bylaw, Section 17-13 A, (1) to remove the words "(1) First Offense: written warning" and to replace them with the words "(1) First offense: \$50" so that it reads as follows:

17-13A "Any person who violates any provision of this by law shall be subject to the following penalties, in addition to any other available penalty or remedy at law or in equity: "

1. First offense: \$50
2. Second and Subsequent offenses: \$100"

or take any action relative thereto.

By Town Clerk/Police Department

Summary:

The purpose of this change is to streamline the enforcement operation and allow for a more efficient administrative process. Currently, the cost for the issuance of written warnings and its lack of impact on modifying

behavior and obtaining voluntary compliance makes this law change logical and necessary.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION 4-2

(Majority vote required)

ARTICLE 28

To see if the town will vote to amend the existing Town of Eastham Bylaws, Section 114, adding a new section to read as follows:

It shall be required that all properties and especially corner lots maintain vegetation and man-made structures or barriers which encroach onto public property so that safe sight lines are maintained on public pedestrian and vehicular ways;

or take any action relative thereto.

By Board of Selectmen/Police Department

Summary:

The purpose of this by law change is to require the removal of vegetation and other visual obstructions originating on private property that encroach onto pedestrian and vehicular ways or impair the line of sight of ongoing vehicles or pedestrians creating unsafe or dangerous situations.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

(Majority vote required)

ARTICLE 29

To see if the town will vote to appropriate and transfer the sum of **\$10,000** from Fiscal Year 12 Hotel Motel Excise Tax (free cash so called), in accordance with Annual Town Meeting Article 26, May 4, 1998, to the Eastham Promotions Fund to be expended by the Visitor Services Board on the following items: Landscaping, lighting, and holiday decorations on Windmill Green \$1,000, Christmas Lights/banners \$2,500, Flower Island support \$500, Summer concerts, \$6,000, and brick work on Green \$2,000; or take any action relative thereto.

By Visitor Services Board

Summary:

This is an annual article to fund activities of the Visitor's Services Board, which enhance and promote tourism in the Town.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

(Majority vote required)

ARTICLE 30

To see if the Town will vote to amend *Section III – Definitions*, of the *Town of Eastham Zoning By-laws* by deleting the existing definition, which states:

"OUTSIDE DISPLAY -- Goods displayed in conjunction with business or retail trade, by permit from the Special Permit Granting Authority."

and replace it with the following:

"Placement or maintenance of goods or other items, including display racks and similar accessories, exterior to a building housing a commercial use on the same site, for the purpose of advertising or displaying the sale of goods or services within the building."

further, to see if the Town will vote to amend *Section XIII – Site Plan Approval – Special Permit, paragraph B.1, of the Town of Eastham Zoning By-laws*, by adding the following new sub-paragraph E:

"E. Outside Displays

1. Outside display of devices, goods or other objects for sale, rent or for the promotion of the business outside, if kept in place after daily business hours, shall require a Special Permit from the Planning Board, subject to conditions.
2. No Special Permit is required for Outside Display limited to the hours of operation of the commercial

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use to which such Display relates, provided that said Display:

- a. Shall be set back a minimum of five (5) feet from all property lines and shall not exceed six (6) feet in height; except for motor vehicles and boats, which may be up to ten (10) feet in height.
- b. Shall not obstruct safe entry, egress and sight lines within or external to the site or access by public safety or emergency vehicles to the property or the building, as determined and enforced by the Police Chief and Fire Chief;
- c. Shall not obstruct the safe or convenient flow of vehicular or pedestrian traffic within or external to the site or abutting properties or other businesses within the same property; and,
- d. Shall not reduce the effective use of the required number of parking spaces or be detrimental to the required landscaping according to the Zoning By-laws.”

or take any action relative thereto.

By Planning Board

Summary:

This article, if passed, would amend *Section III – Definitions, of the Town of Eastham’s Zoning By-laws*, to clarify the definition. In addition, this article would amend *Section XIII – Site Plan Approval – Special Permit, of the Town of Eastham’s Zoning By-laws*, to add outside displays as a use that requires a Special Permit from the Planning Board if a business leaves devices or objects for sale, rent or for the promotion of the business outside after daily business hours. Currently, “outside display” is defined within the By-law and there are no clear parameters for regulation. This would make regulation of Outside Displays part of the Site Plan Approval – Special Permit process, rather than requiring approval from the Zoning Board of Appeals (as it currently stands) or regulation by enforcement of the Sign Code. Examples of devices or objects that by their very nature shall be considered outside displays include, but are not limited to, motor vehicles, boats, lawnmowers, lawn furniture, and bicycles.

BOARD OF SELECTMEN: 5-0

FINANCE COMMITTEE: 5-1

PLANNING BOARD: 6-0

(2/3rds vote required)

ARTICLE 31

To see if the Town will vote to amend *Section XIII – Site Plan Approval – Special Permit, of the Town of Eastham Zoning By-laws*, to add the following subparagraph 3. to paragraph F. Required Site Plan Contents:

3. Upon written request by the Applicant, the Planning Board may waive strict compliance with the requirements of this Section F.1 and 2. where it determines that not all requirements are necessary for proper review of the application and that the Site Plan Criteria of Section G., below, are adequately met. The written request shall specify the item(s) for which waivers are being sought.

or take any action relative thereto.

By Planning Board

Summary:

This article amends *Section XIII - Site Plan Approval - Special Permit of the Town of Eastham’s Zoning By-laws* to allow the Planning Board to waive strict compliance with the site plan content requirements upon written request from the applicant. This provision is in place for Residential Site Plan Approval applicants and the by-law change would permit the same exemption for Commercial Site Plan Approval applicants.

BOARD OF SELECTMEN: 5-0

FINANCE COMMITTEE: 6-0

PLANNING BOARD: 6-0

(2/3rds vote required)

ARTICLE 32

To see if the Town will vote to amend *Section XIV – Site Plan Approval – Residential, of the Town of Eastham Zoning By-laws*, to replace paragraph “D. Procedures”, with the following paragraph:

“D. WAIVERS:

The intent of site plan approval is to insure that any development, which may have significant impacts upon the abutting land, is reviewed for the purpose of assuring compliance with the Zoning By-law as well as to minimize negative effects on abutters and the community at large. When in the opinion of the Planning Board, the alteration or reconstruction of a structure does not substantially change the relationship of the structure to the site and to abutting properties and structures, the Planning Board may determine, without a public hearing, that submission of a site plan for Residential Site Plan Approval is not required. Upon application on a form approved by the Planning Board and the application fee effective at the time of the application, such a determination may be made by an affirmative vote of a majority of the Planning Board present, and in no event less than four members, and all abutters must be notified by certified mail, return receipt requested, at least seven days prior to the meeting at which such vote is to be taken. The involved structure shall be as shown on a site plan previously approved under this section or on a plan showing, at a minimum, the following information

Property Owner(s);

Map and parcel numbers;

The location and boundaries of the lot;

Existing and Proposed Structures in plain view, including dimensions; and,

Building setback lines.

Such plan, with all proposed changes shown thereon, shall be included with the application for waiver. Notice of final action shall be sent to the Inspector of Buildings, Town Clerk and to the applicant. “

Further, subsequent paragraphs shall be assigned new letters accordingly, as follows, without any change to existing content:

“E.”	PROCEDURES
“F.”	STANDARDS AND CRITERIA
“G.”	FINAL ACTION
“H.”	APPEAL
“I.”	ENFORCEMENT

or take any action relative thereto.

By Planning Board

Summary:

This article amends the *Section XIV - Site Plan Approval - Residential of the Town of Eastham’s Zoning By-laws* to add a waiver provision very similar to the one that currently exists for Site Plan Approval-Special Permit (Commercial) projects, to allow the Planning Board to grant waivers from all or portions of the Residential Site Plan Approval requirements for projects that do not substantially change the relationship of the structure to the site and/or to abutting properties and structures, including but not limited to intensity of use. Such projects may include, but are not necessarily limited to, work within basements that do not impact the exterior of the building, minor exterior projects that do not substantially impact the site or surrounding environment, and projects that have been previously approved and for which permits have lapsed and there is no change to the project scope.

BOARD OF SELECTMEN: 5-0

FINANCE COMMITTEE: 5-0

PLANNING BOARD: 6-0

(2/3rds vote required)

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ARTICLE 33

To see if the Town will vote to delete in its entirety, SECTION VII – *Accessory Uses*, of the *Town of Eastham Zoning By-laws, paragraph C.*, and replace it with the following:

“C. Accessory Dwelling Units:

For the purpose of promoting the development of affordable rental housing in Eastham for year-round residents, one accessory dwelling unit per lot may be allowed by Special Permit from the Planning Board subject to the standards and conditions listed below:

1. Accessory dwelling units shall not be allowed on lots with less than 20,000 square feet of contiguous upland. For lots containing 20,000 to 30,000 square feet there shall be no more than three bedrooms combined for both units. For lots containing more than 30,000 square feet, there shall be no more than one (1) bedroom per 10,000 sf.
2. The owner of the property must occupy as a primary residence either the principal or the accessory dwelling. For the purpose of this section, the “owner” shall be one or more individuals residing in a dwelling who hold legal or beneficial title and for whom the dwelling is the primary residence confirmed by listing on the annual town census.
3. Accessory units created under this by-law shall be either deed restricted to allow only tenants whose verified income is less than or equal to 80% of Median Family Income (MFI) or non-deed restricted to allow only tenants whose verified income is less than or equal to 120% of Median Family Income, to remain affordable, as defined by the guidelines in number 9, below.
4. Accessory units shall not be larger than 1200 square feet or fifty (50) percent of the site coverage of the principal dwelling, whichever is smaller.
5. No more than twelve (12) additional accessory dwelling units may be approved within the town’s boundaries in any calendar year. Completed applications shall be reviewed in the order in which they are received.
6. Site Requirements:
 - a. Accessory dwelling units may be within, attached to a principal dwelling, garage, or be located in detached unit.
 - b. Accessory dwelling units shall be designed to be compatible with existing site and neighborhood conditions.
 - c. Septic systems are required to meet the then current Title 5 standards, the Eastham Board of Health regulations and/or shall receive all necessary approvals from the Board of Health.
7. No accessory unit shall be separated by ownership from the principal dwelling.
8. An application for official registration of the affordable accessory dwelling unit shall be made in writing by the property owner to the Building Inspector and renewed annually thereafter, including all necessary documentation to confirm eligibility.
9. All occupant(s) of the rental dwelling unit shall upon initial application by the property owner and annually thereafter, submit necessary documentation to confirm their eligibility for the dwelling unit. Specifically, all dwelling units must be rented to those meeting the guidelines for a low or moderate-income family. For the purpose of this section, low income families shall have an income less than eighty (80) percent of the Barnstable County Median Family Income (MFI), and moderate income families shall have an income between eighty (80) and one-hundred-twenty (120) percent of the Barnstable County Median Family Income (MFI), as determined by the United States Department of Housing and Urban Development (HUD) Published Income Guidelines, and as may from time to time be amended.

10. Maximum rents shall be established in accordance with HUD Published Fair Market Rental Guidelines. Property owners are required as part of the Special Permit application to submit information on the rents to be charged. Each year thereafter, they shall submit information on annual rents charged. Forms for this purpose shall be provided by the town. Rents may be adjusted annually in accordance with amendments to the Fair Market Rental Guidelines.

11. No deed-restricted accessory apartment shall be occupied until a recorded copy of said deed restriction is provided to the Building Inspector.”

or take any action relative thereto.

By Planning Board

Summary:

This article, if passed, would amend *Section VII – Accessory Uses of the Town of Eastham’s Zoning By-laws* to replace the existing accessory dwelling with a revised bylaw that better fosters the development of legal, safe and economically affordable accessory dwelling units that would serve a greater number of citizens. The proposed bylaw amendment would provide greater incentives for creating and utilizing accessory dwelling units that are affordable for low and moderate-income residents. It would also provide greater flexibility to resident homeowners seeking to create affordable housing in town, increase opportunities for income (from rental fees), provide an increased ability to house adult children, aging elders, and young families, and provide the additional security that having additional people on the property can bring. This would also help to ensure that accessory dwelling units are legal and meet safety and code requirements.

BOARD OF SELECTMEN: 5-0

FINANCE COMMITTEE: 5-0

PLANNING BOARD: 6-0

(2/3rds vote required)

ARTICLE 34

To see if the Town will vote to approve the Eastham Local Comprehensive Plan Third Addition–2012, including technical amendments to the previously certified plan as directed by the Cape Cod Commission, and forward said revised plan for Final Certification by the Cape Cod Commission; or take any action relative thereto.

By Planning Board

Summary:

The Cape Cod Commission requires Eastham to maintain and update a plan that addresses all aspects of our community. At Annual Town Meeting in May 2012, the preliminarily certified plan was presented and approved at Town Meeting and subsequently sent to the Cape Cod Commission for final approval. After completing its review process, the Cape Cod Commission directed the town to make some final technical amendments to the plan and to submit this revised plan for Town Meeting approval. If approved by the town, the final plan will be sent to the Cape Cod Commission for final certification.

BOARD OF SELECTMEN: 5-0

FINANCE COMMITTEE: 7-0

PLANNING BOARD: 6-0

(2/3rds vote required)

ARTICLE 35

To see if the Town will vote to lay out and define Hay Road from Governor Prence Road to Deacon Paine Road and to grade and maintain that portion of Hay Road as a town way; or take any action relative thereto.

By Petition

Summary:

While Hay Road is noted on several plans filed at Registry and Land Court as a 40’ town way, we cannot locate a town meeting vote laying out and accepting the way from Governor Prence to Deacon Paine. Should this article pass, the Town may grade and maintain this section as with any other town road.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 5-1

(2/3rds vote required)

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

RESOLUTION

Petition for a Nonbinding Public Opinion advisory Question for the Eastham Spring 2013 Ballot

Whereas, Massachusetts emergency management Agency (MEMA) Director Kurt Schwartz has acknowledged that Cape residents and visitors are “in harms way” in the event of a radiological accident at the Pilgrim Nuclear Power Station in Plymouth:

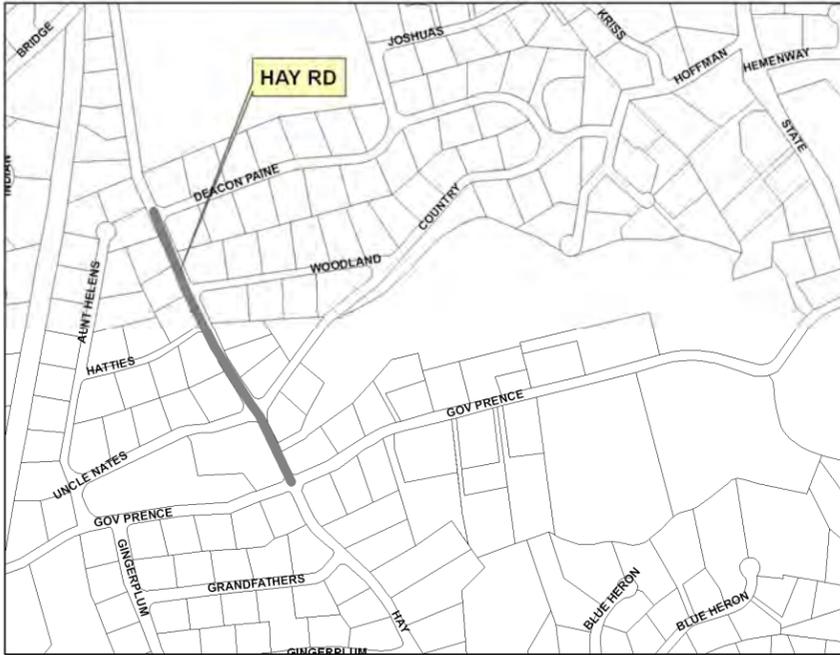
Whereas, MEMA has determined that Cape residents and visitors will not be evacuated but plans to relocate Cape citizens after exposure to dangerous radioactive materials released in an accident;

Whereas, citizens of the town of Eastham find this State response to Pilgrims threat to our health and safety unacceptable and in violation of the public trust;

Therefore, be it resolved that we the people of Eastham respectfully request Governor Deval Patrick to call upon the Nuclear Regulatory Commission to uphold their mandate to shut Entergy’s Pilgrim Nuclear Power Station in Plymouth because the public safety, particularly Cape and islands residents and visitors, cannot be assured.

ARTICLE 37

To see if the Town will accept the published reports of the Town officers as printed and made available to the public in the 2012 Town of Eastham Annual Report, and to hear any unpublished reports of committees and to do or act on anything which may legally come before this meeting.



ARTICLE 36

To see if the town will vote to amend the Eastham Zoning Bylaw as follows:

Add the words AGRICULTURE AND FARMING to the list of approved uses to the parcel of land described as B-41, Lot #08-147 and more commonly known as the “Purcell Property”.

or take any action relative thereto.

By Petition

BOARD OF SELECTMEN RECOMMENDATION: 0-5
FINANCE COMMITTEE RECOMMENDATION: 0-6
PLANNING BOARD RECOMMENDATION: 0-6
(2/3 rds vote required)

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

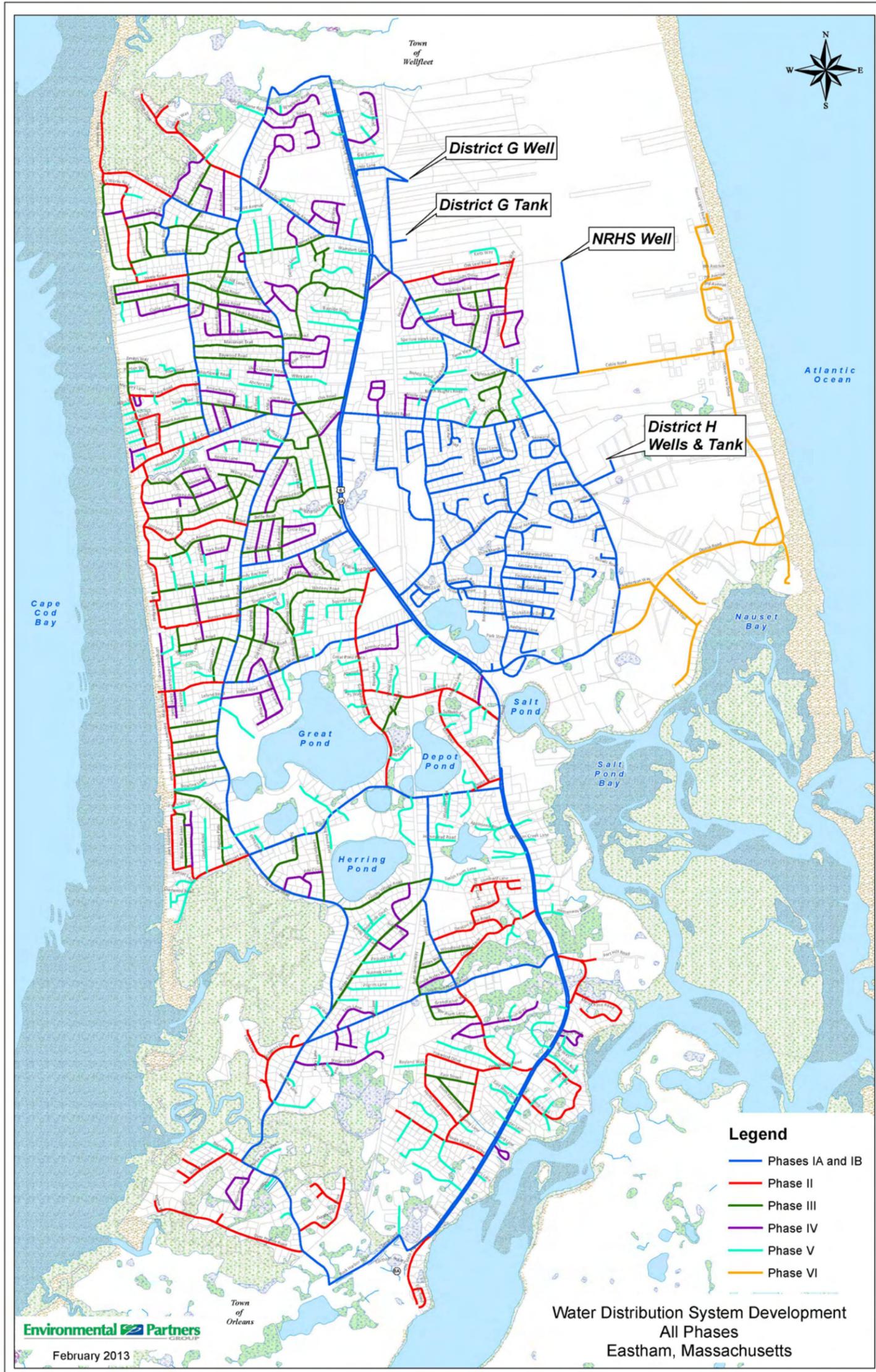
APPENDIX A -ARTICLE 7 ESTIMATED DEBT REPAYMENT SCHEDULE*

SUMMARY WATER BORROWING AT 2% PAYBACK TERM TWENTY YEARS										
FY	2016 Borrowing	2018 Borrowing	2020 Borrowing	2022 Borrowing	2024 Borrowing	2026 Borrowing	Totals	PER THOUSAND	400KHSE	
2015							\$ -			
2016	2,856,000.00						\$ 2,856,000	\$0.99	\$396.98	
2017	2,815,200.00						\$ 2,815,200	\$0.97	\$389.36	
2018	2,774,400.00	\$ 1,085,000					\$ 3,859,400	\$1.33	\$531.13	
2019	2,733,600.00	\$ 1,069,500					\$ 3,803,100	\$1.30	\$520.77	
2020	2,692,800.00	\$ 1,054,000	\$ 1,393,000				\$ 5,139,800	\$1.75	\$700.31	
2021	2,652,000.00	\$ 1,038,500	\$ 1,373,100				\$ 5,063,600	\$1.71	\$683.10	
2022	2,611,200.00	\$ 1,023,000	\$ 1,353,200	\$ 1,141,000			\$ 6,128,400	\$2.05	\$818.56	
2023	2,570,400.00	\$ 1,007,500	\$ 1,333,300	\$ 1,124,700			\$ 6,035,900	\$2.00	\$798.22	
2024	2,529,600.00	\$ 992,000	\$ 1,313,400	\$ 1,108,400	\$ 1,274,000		\$ 7,217,400	\$2.36	\$945.02	
2025	2,488,800.00	\$ 976,500	\$ 1,293,500	\$ 1,092,100	\$ 1,255,800		\$ 7,106,700	\$2.31	\$925.90	
2026	2,448,000.00	\$ 961,000	\$ 1,273,600	\$ 1,075,800	\$ 1,237,600	\$ 287,000	\$ 7,283,000	\$2.35	\$939.47	
2027	2,407,200.00	\$ 945,500	\$ 1,253,700	\$ 1,059,500	\$ 1,219,400	\$ 282,900	\$ 7,168,200	\$2.30	\$920.06	
2028	2,366,400.00	\$ 930,000	\$ 1,233,800	\$ 1,043,200	\$ 1,201,200	\$ 278,800	\$ 7,053,400	\$2.24	\$896.36	
2029	2,325,600.00	\$ 914,500	\$ 1,213,900	\$ 1,026,900	\$ 1,183,000	\$ 274,700	\$ 6,938,600	\$2.18	\$873.04	
2030	2,284,800.00	\$ 899,000	\$ 1,194,000	\$ 1,010,600	\$ 1,164,800	\$ 270,600	\$ 6,823,800	\$2.13	\$850.10	
2031	2,244,000.00	\$ 883,500	\$ 1,174,100	\$ 994,300	\$ 1,146,600	\$ 266,500	\$ 6,709,000	\$2.07	\$827.52	
2032	2,203,200.00	\$ 868,000	\$ 1,154,200	\$ 978,000	\$ 1,128,400	\$ 262,400	\$ 6,594,200	\$2.01	\$805.31	
2033	2,162,400.00	\$ 852,500	\$ 1,134,300	\$ 961,700	\$ 1,110,200	\$ 258,300	\$ 6,479,400	\$1.97	\$787.35	
2034	2,121,600.00	\$ 837,000	\$ 1,114,400	\$ 945,400	\$ 1,092,000	\$ 254,200	\$ 6,364,600	\$1.91	\$765.74	
2035	2,080,800.00	\$ 821,500	\$ 1,094,500	\$ 929,100	\$ 1,073,800	\$ 250,100	\$ 6,249,800	\$1.87	\$748.19	
2036		\$ 806,000	\$ 1,074,600	\$ 912,800	\$ 1,055,600	\$ 246,000	\$ 4,095,000	\$1.21	\$485.38	
2037		\$ 790,500	\$ 1,054,700	\$ 896,500	\$ 1,037,400	\$ 241,900	\$ 4,021,000	\$1.19	\$474.23	
2038			\$ 1,034,800	\$ 880,200	\$ 1,019,200	\$ 237,800	\$ 3,172,000	\$0.93	\$370.40	
2039			\$ 1,014,900	\$ 863,900	\$ 1,001,000	\$ 233,700	\$ 3,113,500	\$0.90	\$361.76	
2040				\$ 847,600	\$ 982,800	\$ 229,600	\$ 2,060,000	\$0.59	\$236.98	
2041				\$ 831,300	\$ 964,600	\$ 225,500	\$ 2,021,400	\$0.58	\$231.39	
2042					\$ 946,400	\$ 221,400	\$ 1,167,800	\$0.33	\$132.35	
2043					\$ 928,200	\$ 217,300	\$ 1,145,500	\$0.32	\$129.18	
2044						\$ 213,200	\$ 213,200	\$0.06	\$23.80	
2045						\$ 209,100	\$ 209,100	\$0.06	\$23.23	
						TOTAL	\$ 138,908,000		\$17,591.23	
								annual avg	\$586.37	
								daily avg	\$1.61	

*NOTE: Please note that this schedule will be subject to actual bond rates and loan terms at time of borrowing.

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

ARTICLE 7 SYSTEM MAP

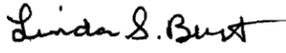


TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

You are directed to serve this Warrant by posting attested copies thereof at the Post Office in Eastham and North Eastham fourteen days at least before the date of holding said meeting.

Hereof, fail not and make due return of this Warrant and your doings thereon to the Town Clerk at the time and place of holding said meeting.

Given under our hands and seals this 16th day of April in the year of our Lord, Two Thousand and Thirteen.



Linda S. Burt



Aimee Eckman
Chair



Martin McDonald



Wallace Adams
Clerk



John Knight
Vice Chair

BOARD OF SELECTMEN

Greetings:

In a pursuance of the conditions of the foregoing warrant, I have posted attested copies, one each at the Post Office in Eastham and North Eastham fourteen days before time of said meeting.



Constable

A True Copy Attest:



Lillian Lamperti, Town Clerk

**TOWN OF EASTHAM ANNUAL TOWN MEETING
WARRANT MAY 6, 2013**

NOTES

TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT MAY 6, 2013

PROCEDURES FOR TOWN MEETING

In accordance with Section 2-8-2 of the Eastham Town Charter, the following procedures will be followed:

1. The Open Town Meeting shall be the Legislative branch of the municipal government of the Town of Eastham, as set forth in the Charter, Section 1-6.
2. Every registered voter wishing to speak at Town Meeting shall proceed to one of the available microphones. Once recognized the voter shall give his or her name and address, speak to the question for not more than three minutes, and shall not speak again until all those wishing to speak thereon have done so. See Section 2-8-3 of the Charter for exceptions-persons making the motion and persons required to be in attendance under Section 2-8-1.
3. Eastham taxpayers who are not registered voters may only speak at Town Meeting if permitted by majority consent of voters. Consent will be requested when any non-resident has identified himself/herself in advance to the Moderator.
4. Registered voters will be seated first. Special seating may be available for non-registered parties; however, that seating will be made available only after the Town Clerk has determined that there are an adequate number of seats for all registered voters in attendance. Voters who sit in the Non-Voter Section will not have their votes counted.
5. Discussion on each article in the Town Warrant shall terminate when there is no one wishing to speak on said article or the discussion becomes redundant in the opinion of the Moderator, or someone is recognized and moves the question, or a motion to limit or extend debate has been approved by a 2/3 vote of Town Meeting.
6. Votes may be taken by voice (Majority to be determined by the Moderator) or by a show of hands. Articles or motions requiring a 2/3 vote will be by hand count or standing count, at moderator's discretion, unless unanimous. It takes seven Town Meeting members to question the results of a voice vote. If seven so question the results of a voice vote, we will move to an immediate hand count.
7. An article may be reconsidered, on the same day, no more than sixty (60) minutes from the time the vote on such article is declared by the Moderator. The Town Clerk's minutes shall record such times.
8. TOWN MEETING TIME, A Handbook of Parliamentary Law, Third Edition, 2001, published by and for the Massachusetts Moderators Association, is the parliamentary handbook that will be used to guide Eastham Town Meetings.
9. The only persons allowed in the foyer at Town Meeting will be Registrars, Checkers and voters. Persons with handouts of any nature must be outside the building or in a designated area.

These provisions address issues that commonly arise at Town Meeting, but do not purport to address all issues that may arise.

**PLEASE BE COURTEOUS
ALLOW EACH SPEAKER TO PRESENT THEIR IDEAS
WITHOUT INTERRUPTION**