

**SELECTMEN'S MEETING AGENDA\***

*Griffin Room, Town Hall  
732 Main Street, Harwich, MA  
Executive Session 6:15 P.M.  
Regular Meeting 6:30 P.M.  
Monday, March 6, 2017*

**\*REVISED\***

- I. **CALL TO ORDER**
- II. **EXECUTIVE SESSION** – Pursuant to M.G.L. c. 30A, § 21(2) to conduct strategy session in preparation for negotiations with non-union personnel or to conduct collective bargaining sessions or contract negotiations with non-union personnel – Finance Director/Town Accountant
- III. **PLEDGE OF ALLEGIANCE**
- IV. **WEEKLY BRIEFING**
- V. **PUBLIC COMMENT/ANNOUNCEMENTS**
- VI. **CONSENT AGENDA**
  - A. Approve Minutes – February 13, 2017 Regular Session
  - B. Approve Change of Manager for Wychmere Harbor Beach and Tennis Club Liquor License
  - C. Request for use of the Cable Fund in the amount of \$8,000 for the installation of new equipment at Channel 18. Equipment had been purchased
- VII. **PUBLIC HEARINGS/PRESENTATIONS** (*Not earlier than 6:30 P.M.*)
  - A. Permanent Cape Verdean Exhibit/Cultural Center – Barbara Burgo & Jane Teixeira-Henry
- VIII. **OLD BUSINESS**
  - A. Action Item Register
- IX. **NEW BUSINESS**
  - A. Finance Director/Town Accountant update
  - B. ATM Warrant with alternate views of Article 11 – CWMP Phase 2
  - C. Annual Town Meeting Warrant Article review and possible vote:
    1. Customary Articles
      - #1 Town Officers and Committees
      - #2 Reports of Town Officers and Committees
      - #3 Elected Officials Salaries
      - #57 Compensating Balance Agreement

- #58 Liability Tidal/Non Tidal Rivers
- #59 Herring Fisheries
- 2. Petition Articles
  - #41 Chase & Harwich Port Libraries
  - #42 Promote the Town of Harwich
  - #43 Supplement Annual Allocation of Cultural Council
  - #44 Refrain from Enforcing Federal Immigration Laws
  - #45 Prohibit the Demolition of the West Harwich School\
  - #46 Purchase and Install Historically Accurate Windows in the West Harwich School
  - #47 Use of the Harwich Middle School for Town-owned Housing
- 3. Revolving, Stabilization, OPEB Fund Articles
  - # 49 Annual Revolving Fund
  - # 50 Middle School Revolving Fund
  - # 51 Sidewalk Revolving Fund
  - # 52 Departmental Revolving Funds Authorization By-law
  - # 53 Stabilization Fund
  - # 54 OPEB Trust Fund
  - # 55 Unpaid Bills
  - # 56 Municipal Modernization Act – Uses of Bond Premiums
- 4. Budget Articles
  - #4 Town Operating Budget
  - #5 MRSD Budget
  - #6 Cape Cod Regional Tech Budget
  - #7 Water Department Budget
- D. Open the STM Warrant on March 14, 2017 at 8:30 a.m. and close on March 16, 2017 at 4:00 p.m.
- E. Sign the ATM Warrant

X. **TOWN ADMINISTRATOR’S REPORT**

- A. Refer Draft Accessory Apartment Dwelling Unit By-Law to the Planning Board
- B. Health Insurance update

XI. **SELECTMEN’S REPORT**

XII. **ADJOURNMENT**

*\*Per the Attorney General’s Office: The Board of Selectmen may hold an open session for topics not reasonably anticipated by the Chair 48 hours in advance of the meeting following “New Business.” If you are deaf or hard of hearing or a person with a disability who requires an accommodation contact the Selectmen’s Office at 508-430-7513.*

Authorized Posting Officer:

Posted by: \_\_\_\_\_  
Town Clerk

\_\_\_\_\_  
Sandra Robinson, Admin. Secretary

Date: \_\_\_\_\_  
March 2, 2017

**MINUTES  
SELECTMEN'S MEETING  
GRIFFIN ROOM, TOWN HALL  
MONDAY, FEBRUARY 13, 2017  
6:30 P.M.**

**SELECTMEN PRESENT:** Brown, Kavanagh, LaMantia, MacAskill

**OTHERS PRESENT:** Town Administrator Christopher Clark, Assistant Town Administrator Charleen Greenhalgh, Amy Usowski, Jack Brown, John Rendon, Matt Hart, Larry Ballantine, Richard Gunderson, Bob Nickerson, and others.

**WEEKLY BRIEFING**

No one appeared before the Board.

**PUBLIC COMMENT/ANNOUNCEMENTS**

No one appeared before the Board.

**CONSENT AGENDA**

- A. Approve minutes – January 30, 2017 Regular Session
- B. Appoint Brian Florence, Dennis Building Commissioner, pursuant to MGL c. 143 §3Z to act as Building Commissioner in all matters pertaining to Ray Chesley's new home construction
- C. Approve Harwich Participation in the FY 17 Truro Regional CDBG Grant for Housing Rehabilitation and Child Care and authorize the Chair to sign
- D. Re-appoint Jacqueline Etsten as Harwich's Representative to the Cape Cod Commission effective April 25, 2017 through April 24, 2020
- E. Approve request by Land Ho to close for renovations from February 27 to March 23, 2017
- F. Vote to sign Certificate of Recognition to be presented to Afghanistan and Iraq war Veterans

Chairman MacAskill said they are taking up Item C separately and Item F is off the agenda for tonight as it is not ready. Ms. Kavanagh moved approval of Items A, B, D, and E. Ms. Brown seconded the motion and the motion carried by a unanimous vote. Ms. Kavanagh moved approval of Item C. Mr. LaMantia seconded the motion and the motion carried by a 3-0-1 vote with Ms. Brown recusing herself on this item.

**PUBLIC HEARINGS/PRESENTATIONS** *(Not earlier than 6:30 P.M.)*

- A. Presentation – Saquatucket Municipal Marina Landside Renovation Project Update – Tim Sawyer, Brown Lindquist Fenuccio & Raber

Mr. Rendon provided background on the project and Mr. Sawyer of Sawyer, Brown, Lindquist, Fenuccio & Raber provided the attached presentation on the design phase of the Saquatucket Municipal Marina Landside Renovation Project. Mr. Hart made the following statement:

Good evening members of the Board of Selectmen, ladies and gentlemen. I'm Matt Hart, and I am the chairman of both the Waterways Committee and Saquatucket Development Committee.

Mr. Tim Sawyer, from Brown Lindquist Fenuccio & Raber Architects, Inc. and John Rendon our Harbormaster have just presented to all of us a comprehensive site plan of the proposed Saquatucket Landside Project.

I'd like to ask that the Board of Selectmen and the general public think about the entire Harwich boating areas which includes Allen Harbor, Wychmere Harbor, Saquatucket Harbor, Herring River, Round Cove, Pleasant Bay, parts of Nantucket Sound and Long Pond as a multimillion dollar Town of Harwich "Waterways Department."

This Waterways Department is managed by the Harbormaster and his staff, and the revenue from a variety of related boating sources has paid for the Waterways Department's operational expenses while creating a surplus for the Town of Harwich for at least the last 45 years.

In fact, the former Town Accountant recently indicated that during the previous six years the Harwich Waterways had produced a surplus of over \$5 Million Dollars. This Waterways Department concept will continue to produce a surplus that helps to pay for some of the funding that other Town of Harwich departments annually require.

The Town of Harwich a couple of years ago received two grants to assist in the dredging, and the replacement construction of the Allen Harbor docks replacement, bulkhead, and storm drain parking area, along with the new public restroom.

About a year ago the Town of Harwich received a large grant that paid for the majority of Wychmere Harbor's new dock, restoration of the Shellfish Lab building, a storm drain parking lot, and the new public restroom. As a result, Allen Harbor and Wychmere Harbor are both modern, handicap accessible, public facilities.

So far last year the Town of Harwich has received a \$1 million dollar grant toward the replacement of the Saquatucket "Waterside" Marina Docks and a \$187,000 grant for the design of the Saquatucket Development "Landside." This amount is in addition to the design funding that was unanimously approved by Town Meeting last year. This expanded Saquatucket Marina Complex location is going to be a beautiful, modern facility and a popular destination for boaters, non-boaters, and the general public!

The Harbormaster's Capital Budget that is now before the Town of Harwich Board of Selectmen included the documented and approved Saquatucket Marina replacement design and the proposed Landside Development design that we all saw this evening. The Waterways Department business plan under the direction and management of the Harwich Harbormaster can and will be able to continue to cover their present, planned, and future operational expenses including the long-term debt and continue to provide an annual surplus to the Town of Harwich.

Yes, we understand that the calculated investment cost and the returns of each segment of these projects are important in the planning and acceptance process. But at the same time, we are asking that you each recognize that this Waterways Department concept is different than most of the other Town of Harwich departments. As an example, when looking at the proposed café, we are not anticipating that the leasing income from the café' will be the only source of revenue for paying the long-term debt.

The docked boats, moored boats, stored boats, ticketing, artist sheds, transient boat parking and the Waterways User Fees are just a few of the sources that will also be contributing toward paying off this debt as part of the entire Waterways Department long-term business plan and budget.

That is why I'm asking the Board of Selectmen, Finance Committee, Capital Outlay Committee, and the General public to look at the harbors conceptually as a large and complex Waterways Department.

Mr. Clark applauded Mr. Rendon for his efforts on this project and said he would be recommending that this be a General Obligation Bond and done as a Debt Exclusion. He further said he would be recommending the revenue from the sale of the Bank Street property be used to offset some of the cost of the project.

Mr. LaMantia expressed concern about left over gas and oil on Downey property and building on top of it. Mr. Clark stated that he believes that this is outside of the footprint of the old operations which was done intentionally to avoid any contaminants. Mr. Sawyer stated that one of the next steps is to do geo-technical borings to determine the specific granular make-up of the soil to drive the design of the foundation. He said it is not specifically looking for contaminants but it would show up if there was an abundance of it. Mr. LaMantia also expressed concern for parking as the café is proposed to have 55 seats. Mr. Sawyer said the design has 133 spaces with potential for 3 or 4 additional which is a net add of 72-75 spaces. Mr. LaMantia also noted that the Free Cash Policy would have to be changed.

Ms. Kavanagh asked questions about the flood zone in relation to the construction as well as construction in general. Ms. Usowski took questions from Ms. Kavanagh about the buffer zone. She also took questions from Ms. Brown about restoration of vegetation which she noted would be done in phase 3 of the project. In response to questions from Ms. Brown about the retail area, Mr. Rendon said that piece of it isn't needed but we kept it in place because we may be able to lease it, and he pointed out that the boats are selling t-shirts and souvenirs. He commented that the retail area is a question mark right now. Ms. Brown asked about the lack of an elevator at the Harbormaster Office. Mr. Clark said that it is required for public areas not for professional work areas. Mr. Rendon took questions from Chairman MacAskill about the septic design. Mr. Rendon also noted that the plan is to have a liquor license at the café. There was also discussion about locations for the ticket booths. The owner of Monomoy Island Excursions said only having a ticket area would limit them from selling their souvenirs. Bob Nickerson provided a presentation and expressed concerns about parking issues and traffic flow in the lot. The Board took comments from Mr. Gunderson about green space and placement of the buildings and Mr. Rendon and Mr. Hart responded to those comments.

Mr. LaMantia moved to ask the Waterways and Saquatucket Committee to move forward and move toward getting the costing completed and also to review questions that have been brought up tonight to see if they should be adopted. Ms. Kavanagh seconded the motion and the motion carried by a unanimous vote.

B. Town Administrator to present the Budget Message and Budget to the Selectmen and Finance Committee

Mr. Clark provided a Power Point presentation of the FY 18 Budget and Budget Message and took questions and comments from the Board and Finance Committee.

Mr. LaMantia moved to move this budget over to the Finance Committee for their review with the provision that we may have amendments. Ms. Brown seconded the motion and the motion carried by a unanimous vote. Mr. Clark took questions from Mr. Ballantine including questions about the middle school and health care costs.

## **OLD BUSINESS**

### **A. Action Item Register**

Mr. Clark reviewed updates on the Action Item Register. No action was taken.

## **NEW BUSINESS**

### **A. Draft Accessory Apartment Dwelling Unit By-law**

The Board agreed to bring this item back. No action was taken.

### **B. Draft Annual Town Meeting Warrant Articles**

Mr. Clark noted that the deadline for submission of articles was Friday and the warrant is currently in very draft form.

### **C. Demonstration of the on-line Wastewater Calculator**

Ms. Greenhalgh provided a demonstration of the on-line wastewater calculator tool for people to see what the impact would be to them.

## **TOWN ADMINISTRATOR'S REPORT**

### **A. Update on the Finance Director/Town Accountant Search**

Mr. Clark reported that we received 11 applications for the position. He noted that the interview team consisted of himself, John Rendon, David Withrow, Larry Ballantine, and Charleen Greenhalgh. He reported that they chose 6 applicants of which they ultimately interviewed 4. He commented that the applicant pool was on the weaker side but they did find two good candidates and he provided background information on those candidates. The Board agreed to interview them on February 27<sup>th</sup>.

## **SELECTMEN'S REPORT**

Ms. Brown recommended addressing the lack of internet service at the Middle School building.

## **ADJOURNMENT**

Ms. Brown moved to adjourn at 9:42 p.m. Ms. Kavanagh seconded the motion and the motion carried by a unanimous vote.

Respectfully submitted,

Ann Steidel  
Recording Secretary  
Board of Selectmen minutes  
February 13, 2017



# HARWICH Police

DEPARTMENT

183 Sisson Road, Harwich, MA 02645

Tel 508-430-7542

Fax 508-432-2530



## Memorandum

**TO:** Board of Selectmen

Christopher Clark  
Town Administrator

**FROM:** David J. Guillemette  
Chief of Police

A handwritten signature in blue ink, appearing to read "D.J. Guillemette".

**DATE:** February 24, 2017

**SUBJECT:** Application for a change to the liquor license for Wychmere Harbor Beach and Tennis Club, 23 Snow Inn Road, Harwich Port

The Police Department has no objection to the application for a liquor license change of manager to Christopher C. Kolwicz. A background investigation of the proposed individual(s) indicates no liquor code violations or disqualifying history.

If you have any questions or need further clarification, please feel free to contact me at your earliest convenience.

# Law Office of Singer & Singer, LLC

26 Upper County Road  
P. O. Box 67  
Dennisport, Massachusetts 02639

Andrew L. Singer

Myer R. Singer  
Of Counsel

Tel: (508) 398-2221  
Fax: (508) 398-1568  
www.singer-law.com

February 23, 2017

**Via Hand-Delivery**

Harwich Licensing Authority  
732 Main Street  
Harwich, MA 02645

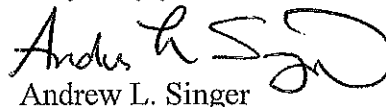
Re: Liquor License Change of Manager, 23 Snow Inn Road, Harwichport

Dear Members of the Licensing Authority,

I am writing on behalf of Wychmere Harbor Functions Limited Partnership dba Wychmere Harbor Beach & Tennis Club, to submit the enclosed Liquor License Change of Manager Application for the licensed premises at 23 Snow Inn Road, related checks, and the required documentation for review by the Board and the ABCC.

We respectfully request to be placed on the Board's Agenda at the next available meeting to discuss the Application and answer any questions you may have. Thank you.

Very truly yours,

  
Andrew L. Singer

Enclosures





The Commonwealth of Massachusetts  
 Alcoholic Beverages Control Commission  
 239 Causeway Street  
 Boston, MA 02114  
 www.mass.gov/abcc

**AMENDEMENT APPLICATION FOR A CHANGE OF MANAGER**

Please complete this entire application, leaving no fields blank. If field does not apply to your situation, please write N/A.

<b>1. NAME OF LICENSEE</b> (Business Contact)	WYCHMERE HARBOR FUNCTIONS LIMITED PARTNERSHIP
ABCC License Number	050600021
City/Town of Licensee	HARWICH

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

First Name: Andrew Middle: Last Name: Singer

Title: Attorney Primary Phone: 508-398-2221

Email: lperry@singer-law.com

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

Entity Name:

Primary Phone: Fax Number:

Alternative Phone: Email:

**Business Address (Corporate Headquarters)**

Street Number: Street Name:

City/Town: State:

Zip Code: Country:

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

Street Number: 23 Street Name: Snow Inn Rd

City/Town: Harwich Port State: MA

Zip Code: 02646 Country: US

**APPLICATION FOR A NEW RETAIL ALCOHOLIC BEVERAGES LICENSE**

**4. MANAGER CONTACT**

The Manager Contact is required and is the individual who will have day-to-day, operational control over the liquor license.

Salutation  First Name  Middle Name  Last Name  Suffix

Social Security Number

Date of Birth

Primary Phone:

Email:

Mobile Phone:

Place of Employment

Alternative Phone:

Fax Number

**Citizenship / Residency / Background Information of Proposed Manager**

Are you a U.S. Citizen?  Yes  No

Have you ever been convicted of a state, federal, or military crime?  Yes  No

If yes, attach an affidavit that lists your convictions with an explanation for each

Have you ever been Manager of Record of a license to sell alcoholic beverages?  Yes  No

If yes, please list the licenses for which you are the current or proposed manager:

n/a

Do you have direct, indirect, or financial interest in this license?  Yes  No

If yes, percentage of interest

If yes, please indicate type of Interest (check all that apply):

<input type="checkbox"/> Officer	<input type="checkbox"/> Sole Proprietor
<input type="checkbox"/> Stockholder	<input type="checkbox"/> LLC Manager
<input type="checkbox"/> LLC Member	<input type="checkbox"/> Director
<input type="checkbox"/> Partner	<input type="checkbox"/> Landlord
<input type="checkbox"/> Contractual	<input type="checkbox"/> Revenue Sharing
<input type="checkbox"/> Management Agreement	<input type="checkbox"/> Other

Please indicate how many hours per week you intend to be on the licensed premises

**Employment Information of Proposed Manager**

Please provide your employment history for the *past 10 years*

Date(s)	Position	Employer	Address	Phone
5/2010	Chef/Venue Ops Manager	Wychmere Harbor Functions	23 Snow Inn Rd	508-432-1000
11/2004	Chef	Wychmere Beach & Tennis Club	23 Snow Inn Rd	508-432-1000

**Prior Disciplinary Action of Proposed Manager**

Have you ever been involved directly or indirectly in an alcoholic beverages license that was subject to disciplinary action? If yes, please complete the following:

Date of Action	Name of License	State	City	Reason for suspension, revocation or cancellation
n/a				

**APPLICANT'S STATEMENT**

I, Scott Darby the:  sole proprietor;  partner;  corporate principal;  LLC/LLP member  
Authorized Signatory

of Wychmere Harbor Functions LLP, hereby submit this application for Change of Manager  
Name of the Entity/Corporation Transaction(s) you are applying for

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

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

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

Signature: 

Date: 12/6/16

Title: CFO



Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
239 Causeway Street, First Floor  
Boston, MA 02114

DEBORAH B. GOLDBERG  
TREASURER AND RECEIVER GENERAL

KIM S. GAINSBORO, ESQ.  
CHAIRMAN

**CORI REQUEST FORM**

The Alcoholic Beverages Control Commission has been certified by the Criminal History Systems Board to access conviction and pending Criminal Offender Record Information. For the purpose of approving each shareholder, owner, licensee or applicant for an alcoholic beverages license, I understand that a criminal record check will be conducted on me, pursuant to the above. The information below is correct to the best of my knowledge.

**ABCC LICENSE INFORMATION**

ABCC NUMBER: <small>(IF EXISTING LICENSEE)</small>	50600021	LICENSEE NAME:	Wychmere Harbor Functions Limited Partnership	CITY/TOWN:	Harwich
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**APPLICANT INFORMATION**

LAST NAME:	Kolwicz	FIRST NAME:	Christopher	MIDDLE NAME:	Clifton
MAIDEN NAME OR ALIAS (IF APPLICABLE):		PLACE OF BIRTH:	Danbury, CT		
DATE OF BIRTH:	[REDACTED]	SSN:	[REDACTED]	ID THEFT INDEX PIN (IF APPLICABLE):	
MOTHER'S MAIDEN NAME:	[REDACTED]	DRIVER'S LICENSE #:	[REDACTED]	STATE LIC. ISSUED:	Massachusetts
GENDER:	MALE	HEIGHT:	[REDACTED]	WEIGHT:	[REDACTED]
EYE COLOR:	[REDACTED]				
CURRENT ADDRESS:	346 Trotting Park Rd				
CITY/TOWN:	West Dennis	STATE:	MA	ZIP:	02670
FORMER ADDRESS:	102 Meetinghouse Rd				
CITY/TOWN:	South Chatham	STATE:	MA	ZIP:	02659

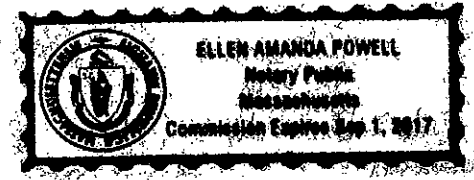
**PRINT AND SIGN**

PRINTED NAME:	Christopher Kolwicz	APPLICANT/EMPLOYEE SIGNATURE:	
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**NOTARY INFORMATION**

On this 12/9/16 before me, the undersigned notary public, personally appeared Christopher Kolwicz  
(name of document signer), proved to me through satisfactory evidence of identification, which were MA Driver's License  
to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

NOTARY



**DIVISION USE ONLY**

REQUESTED BY:	[REDACTED]
<small>SIGNATURE OF CORI-AUTHORIZED EMPLOYEE</small>	

The DCI Identify Theft Index PIN Number is to be completed by those applicants that have been issued an Identity Theft PIN Number by the DCI. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI request process. ALL CORI request forms that include this field are required to be submitted to the DCI via mail or by fax to (617) 650-4614.

**WYCHMERE HARBOR REAL ESTATE, LLC  
MANAGER'S CERTIFICATE OF VOTE RE: COMPANY RESOLUTIONS**

The undersigned, being the sole Manager of the above-named limited liability company, hereby certifies that the following Resolutions have been unanimously approved and consented to by the Manager and all of the Members of the Company:

VOTED:

That Christopher Clifton Kolwicz has been selected to replace Bruce A. Pelczarski as the Manager of the Wychmere Harbor Functions Limited Partnership dba Wychmere Harbor Beach & Tennis Club;

VOTED:

That the Manager, Wychmere Holdings Corp., carry out whatever actions are necessary in order to apply for an Amendment Application for a Change of Manager with the ABCC and the Town of Harwich for the Alcoholic Beverages/Common Victualer License of the Wychmere Harbor Functions Limited Partnership dba Wychmere Harbor Beach & Tennis Club; and

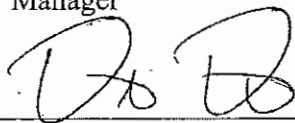
VOTED:

That, Demetrios Dasco, as duly authorized Treasurer, Secretary and Director of the Company's Manager, Wychmere Holdings Corp., be authorized and directed to execute any and all documents and carry out such actions as he deems reasonable or necessary with respect to such Amendment Application for a Change of Manager.

The undersigned further hereby certifies that the foregoing votes and Resolutions have not been revoked or modified, and are still in full force and effect.

WYCHMERE HARBOR REAL ESTATE,  
LLC

By: Wychmere Holdings Corp., its sole  
Manager

By:   
Demetrios Dasco, its duly-authorized  
Treasurer, Secretary and Director

12/6/16  
Date

**WYCHMERE HARBOR FUNCTIONS LIMITED PARTNERSHIP  
CERTIFICATE OF VOTE RE: PARTNERSHIP RESOLUTIONS**

The undersigned, being the sole General Partner of the above-named limited partnership, hereby certifies that the following Resolutions have been unanimously approved and consented to by the General Partner and all of the Limited Partners of the Partnership, pursuant to Section 5.02 of the Partnership's Agreement of Limited Partnership:

VOTED:

That Christopher Clifton Kolwicz has been selected to replace Bruce A. Pelczarski as the Manager of the Wychmere Harbor Functions Limited Partnership dba Wychmere Harbor Beach & Tennis Club;

VOTED:

That the General Partner, Wychmere Holdings Corp., carry out whatever actions are necessary in order to apply for an Amendment Application for a Change of Manager with the ABCC and the Town of Harwich for the Partnership's Alcoholic Beverages/Common Victualer License; and

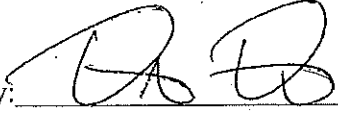
VOTED:

That, Demetrios Dasco, as duly authorized Treasurer, Secretary and Director of the Partnership's General Partner, Wychmere Holdings Corp., be authorized and directed to execute any and all documents and carry out such actions as he deems reasonable or necessary with respect to such Amendment Application for a Change of Manager.

The undersigned further hereby certifies that the foregoing votes and Resolutions have not been revoked or modified, and are still in full force and effect.

WYCHMERE HARBOR FUNCTIONS  
LIMITED PARTNERSHIP

By: Wychmere Holdings Corp., its sole  
General Partner

By:   
Demetrios Dasco, its duly-authorized  
Treasurer, Secretary and Director

12/16/16  
Date

March 1 2017

Chairman MacAskill and Board of Selectmen,

I would like to request money from the Cable Fund in the amount of \$8,000 for the installation services of new equipment at the Community Center Channel 18 Studio.

These funds are required to install equipment that has been already purchased.  
Please let me know if you have any questions.

Thank you for your consideration.

Jamie Goodwin  
Station Manager  
Harwich Channel 18

January 6, 2017



Board of Selectmen

Town of Harwich  
Harwich, MA 02645

Dear Selectmen,

During the summer of 2012, as many of you may remember, several residents of your Town joined me as the Curator and collaborated with the Harwich Historical Society to host a Cape Verdean Exhibit at the Brooks Academy Museum aptly titled: *So Sabi!* (loose Kriolu translation, *so good!*). During this amazing summer of historical, cultural and culinary delight, many residents and visitors to the exhibit – young and old, from near and far, multilingual and multicultural – expressed their positive opinion that this should become a “permanent” exhibit in Harwich. Being both the town that my grandmother, aunts and uncles lived in when my mother was a young girl and a Cape Cod town with one of the richest collections of Cape Verdean artifacts, photos and culture, that I have come across thus far, it has long been my dream to accomplish that goal. Your Town already recognizes my great-Aunt Bernice Lopes, a Gold Star mother, for the gift of service of her son, Clifford Peters, a WWII hero, and my cousin.

I have voiced this proposal to students and teachers during annual school presentations that I have been giving since 2011, at Monomoy Regional High and Cape Cod Regional Technical Schools as members of the Harwich Historical Society’s Education Outreach Team. They, too have offered to assist in making this project a reality, if the Town sees this as a worthwhile venture.

I’ve been trying to think of an appropriate venue for the dozens of priceless artifacts I’ve been collecting for over 20 years, both here in America and those brought back from the Cape Verde Islands during my three visits and study-abroad coursework through Rhode Island College in 1997 and 1998 as a Cultural Anthropology major. I feel that it is time to revisit the potentially unique and rewarding opportunity of establishing a Cape Verdean Cultural Center and/or permanent Cape Verdean cultural exhibit in Harwich.

Several of your town’s residents have informed me that there is discussion as to what should be done to re-purpose the now-vacant middle school on Sisson Road. Perhaps, they say, it would be converted into a mixed-use arts center and suggested that it would serve all purposes nicely if a Cape Verdean Exhibit/Cultural Center were to be included in those plans. Other venues in Harwich may also exist and be appropriate for this purpose.

We would greatly appreciate a few minutes of your time to present our ideas at one of your upcoming meetings. I am confident that this wonderful opportunity, which celebrates Harwich’s uniqueness, would be a win-win for the entire community as well as Cape Cod. Thank you, in advance, for your time and attention to this proposal.

Sincerely,

Handwritten signature of Barbara Burgo in cursive.

Barbara Burgo  
141 Brewster Road, Apt. 201  
Brewster, MA 02631  
508-930-5981

Handwritten signature of Jane Teixeira-Henry in cursive.

Jane Teixeira-Henry  
473 Main Street  
Harwich, MA 02645  
508-430-0969



**HARWICH BOS/TA ACTION ITEMS REPORT 02/13/17 New Updates highlighted in YELLOW**

Item Number	Action Item	Criticality (1, 2 or 3)	Lead Responsibility	Date Assigned	Due Date	Status	Comments
16-001	Disability Access to Brook Park Bandstand			7/11/2016		Referred to Recreation for inclusion in the next phase of Brooks Park Improvements.	No funding available at this time to cover cost of ramp.
16-002	Lighting at Brook Park Bandstand/Parking		TA, ATA, Town Eng., Rec. Dir.	7/11/2016		Spoke with Town Engineer. Came up with concept for 2 lights in keeping with the Historic Dist. Cost \$2500/ea. <b>Status Complete</b>	No funding available at this time to cover costs of lights. Path behind ballfield fence is not formal to make more accessible & add lighting would require a fence along the bank, t-base walkway 5' wide, electricity, etc.
16-003	West Harwich Plume		TA, ATA, Health Dir.	7/11/2016		Paula completed review week of August 15; meeting with Chair, TA and Asst. TA on 8/24/16. Paula made presentation to the BoS on 9/26/16 - <b>Status Complete</b>	Paula Champagne asked to research all applicable reports and to report back her findings/recommendations/plan.
16-004	Committees: Vacancies; Charge Updates: Members being Sworn-in.		Selectmen	7/25/2016		On-going	
16-005	Track Additional Costs at Middle School		Selectman LaMantia, TA	7/25/2016		On-going	
16-006	Embers: Outside Bar Status		ATA	8/8/2016		Completed 8/10/16- <b>Status Complete</b>	Consulted Licensing Secretary; Building Comm; Health Agent. Mr. Nickerson contacted.
16-007	Dedicated Turn Signal North on Rte 124 at Queen Anne Road		DPW Director	8/8/2016		Completed 8/10/16- <b>Status Complete</b>	DPW Director contacted consulting Engineer. The trip counts do not warrant a dedicated signal. Mr. Nickerson Contacted.
16-008	Perk - Public Hearing for Entertainment License potential violation(s)		TA; Licensing Secretary	8/22/2016		Hearing to be scheduled for 9/19/16 - <b>Status Complete</b>	
16-009	Waterways - Slip Regulations		TA; Harbormaster; Waterways Committee	10/17/2016			
16-010	Entertainment Licenses (Rte 28 HP) - Public Hearing for uniform hours		TA	10/17/2016		Public Hearing Schedule for November 14, 2016 - <b>Status Complete</b> -- Licensees (Rt 28 HP) to be notified	Advertising and posting on Website completed. Licensees to be notified.
<b>Goal 1. Financial Leadership and Stability - Provide financial leadership and stability to all Town departments and Town sanctioned boards and committees. (Primary responsibility is with TA although the Finance Team, Capital Outlay Committee and the Finance Committee provide significant input)</b>							
<b>Objective A: Develop FY2018 budget within the limits of Proposition 2 1/2 that minimizes the use of capital exclusions.</b>							
16-011	G1-A(1) Provide Seven Year Capital Plan, 2018-2024		TA	7/25/2016		<b>Status Complete</b>	
16-012	G1-A(2) Report: Estimated Free Cash		Town Accountant	7/25/2016		<b>Status Complete</b>	
16-013	G1-A(3) Report: FY2018 TA Budget Message		TA	7/25/2016		<b>Status Complete</b>	
16-014	G1-A(4) Provide Initial Budget & additional updates as needed		TA	7/25/2016		Initial Budget to be presented 2/13/17. Budget hearing scheduled for Sat. March 4th	
<b>Objective B: Provide transparency in town finances.</b>							
16-015	G1-B(1) Provide quarterly expense & revenue reports for each Town department.		Town Accountant & TA	7/25/2016		<b>Status Complete</b> - Provided Monthly	
16-016	G1-B(2) Provide revenue sources & expenses for each department.		Town Accountant & TA	7/25/2016		<b>Status Complete</b> - Provided Monthly	
16-017	G1-B(3) Further implement the visual software package to better inform the taxpayers where their tax dollar is being spent.		Town Accountant & TA & Selectmen	7/25/2016		On-going	
16-018	Examine 1-3 years of auditors' reports & document how Finance Dept. has resolved auditor's suggestions/recommendations.		Town Accountant & TA	7/25/2016		Pending	

**HARWICH BOS/TA ACTION ITEMS REPORT 02/13/17 New Updates highlighted in YELLOW**

Item Number	Action Item	Criticality ( 1, 2 or 3 )	Lead Responsibility	Date Assigned	Due Date	Status	Comments
16-019	G1-B(5) Evaluate the need to form an insurance advisory committee to work with the TA to identify, develop options & implement town insurance matters		LaMantia, Finance, TA	7/25/2016			
<b>Objective C: Develop specific financial strategies to increase S&amp;P Bond rating</b>							
16-020	G1-C(1) Provide memo identifying potential savings that could result over the next 5-10 years of planned borrowing if Harwich rating was increased.		MacAskill, TA, Finance	7/25/2016			
16-021	G1-C(2) Identify specific, sustainable revenue sources to fund annual contributions to Other Post Employment Benefits (OPEB).		MacAskill, TA, Finance	7/25/2016			
<b>Goal 2. Governance - Communicate and conduct Town government business in an efficient, effective, transparent and responsive manner.</b>							
<b>Objective A: Conduct Town government business in an efficient and effective manner</b>							
16-022	G2-A(1) Implement Accela		TA	7/25/2016		Status Complete	
16-023	G2-A(2) Request Charter Review Committee to assess Charter to identify needed changes/improvement.		LaMantia & MacAskill	7/25/2016		On-going	
16-024	G2-A(3) Direct Town boards & committees to review Charges for appropriateness or modifications.		LaMantia & MacAskill	7/25/2016			
16-025	G2-A(4) Ensure Town boards & committees conduct meetings/public hearings in accordance with Charter, Regulations & MGL.		LaMantia & MacAskill	7/25/2016			
16-026	G2-A(5) Assess document storage needs.		TA	7/25/2016		Funding Deny by CPC	Staff is seeking other options for funding.
16-027	G2-A(6) Review & reevaluate BOS policies.		LaMantia & MacAskill	7/25/2016			
<b>Objective B: Conduct Town government business in a transparent manner</b>							
16-028	G2-B(1) Develop & implement informational meetings ("pre-annual town meetings) to improve understanding & assess potential impacts of the Harwich budget & selected warrant articles.		BoS	7/25/2016		Voter Information Committee has scheduled a series of voter information work shops: 4/11: Finance, 4/25: Warrants Articles, 5/9: Candidates	
16-029	G2-B(2) Public Awareness & Outreach: improve awareness & understanding of the BOS, other Town-sanctioned groups, & Town departments.		TA w/Voter Info Comm., BoS	7/25/2016		Voter Information Committee holding a Town Committee Volunteer Recruitment Fair 1/28/17	Fair held 1/28/17
16-030	G2-B(2)(a) Two memos, co-authored by Administration & Dept. Head selected to participate in outreach activity describing activities planned; resources & schedules required to achieve this objective.		LaMantia, MacAskill, TA, Finance	7/25/2016			
16-031	G2-B(2)(b) Periodic status reports on media projects, site visits, & initial feedback from residents/visitors.		LaMantia, MacAskill, TA, Finance	7/25/2016			
16-032	G2-B(3)(c) End-of-year report on lessons learned.		LaMantia, MacAskill, TA, Finance	7/25/2016			
<b>Objective C: Conduct Town government business in a responsive manner</b>							
16-033	G2-C(1) Establish Harwich-specific email addresses (4 memos).		Brown, IT, TA	7/25/2016			
16-034	G2-C(2) Reevaluate Town Hall hours: 8 PM on Monday & noon on Friday.		Brown, BoS, TA	7/25/2016			

**HARWICH BOS/TA ACTION ITEMS REPORT 02/13/17 New Updates highlighted in YELLOW**

Item Number	Action Item	Criticality ( 1, 2 or 3 )	Lead Responsibility	Date Assigned	Due Date	Status	Comments
16-035	G2-C(3) Evaluate improvements to Griffin Room audio reception, recording & broadcasting.		Brown, IT, TA, Cable	7/25/2016		On-going; Ms. Goodwin has made many updates to the system.	
16-036	G2-C(4) Develop agreement for classroom use at MRHS & Harwich Elementary (fee/no fee) for Town-sanctioned groups meetings.		Brown, BoS	7/25/2016			
<b>Goal 3: Infrastructure - Work with and support the design, construction and renovation activities of the Harbormaster, Department of Public Works, Board of Water Commissioners, Library and other departments conducting major projects</b>							
16-037	<b>G3 Objective A:</b> Support and report periodically on the water side rebuilding project at Saquatucket Harbor.		MacAskill, TA, Harbor	7/25/2016			No Action Items or Deliverables Provided
16-038	<b>G3 Objective B:</b> Support and report on the land side design project		Harbor & Conservation	7/25/2016			No Action Items or Deliverables Provided
16-039	<b>G3 Objective C:</b> Investigate renovation project proposed for Lower County Road.		Hughes, TA, DPW, Highway & Engineering	7/25/2016			No Action Items or Deliverables Provided
16-040	<b>G3 Objective D:</b> Determine appropriate distribution of CVEC energy savings		MacAskill, TA, BoS	7/25/2016			
<b>Goal 4: Natural Resources - Continue to implement the Comprehensive Wastewater Management Plan</b>							
<b>Objective A: Wastewater planning and implementation</b>							
16-041	G4-A(1) Attempt to finalize IMA negotiations with Chatham BOS		Hughes, LaMantia, TA	7/25/2016		<b>Staff has completed in responsibilities.</b>	
16-042	G4-A(2) Convene preliminary discussions with Dennis & Yarmouth		Hughes, LaMantia, TA	7/25/2016		<b>Status Complete</b>	Initial Meeting held, discussions continuing
16-043	G4-A(3) Document results of Muddy Creek projects & support Cold Brook mitigation planning & implementation		Hughes, LaMantia, TA	7/25/2016			
16-044	G4-A(4) Continue ongoing pollution mitigation efforts & implementation of new technologies.		Hughes, LaMantia, TA	7/25/2016			
<b>Objective B: Wastewater Education and Outreach</b>							
16-045	G4-B(1) Using available information develop guidelines for environmentally-appropriate fertilization of lawns & gardens		BoS, TA, WIC, IT, Nat'l Resources, Health/Conservation	7/25/2016			
16-046	G4-B(2) Plan & implement wastewater education program for residents & nonresidents to explain the need for the project, the process & next activities planned		BoS, TA, WIC, IT, Nat'l Resources, CDM Smith	7/25/2016		On-Going	
<b>Goal 5: Planning and Economic Development - Actively participate in development of housing, business, transportation and historic and cultural enhancements. Establish working relationships with officials of nearby towns, Barnstable County, State and Federal agencies, as appropriate.</b>							
<b>Objective A: Investigate improved utilization, sale or lease of several properties in Town.</b>							
16-047	G5-A(1) Develop plans on how to use, sell or lease the Albro House, Bank Street Fire Station, Old Recreation Building, West Harwich Schoolhouse & Harwich Middle School.		TA	7/25/2016		On-going	
16-048	G5-A(2) Support community involvement, State compliance, planning, & public information activities in the Rt. 28 reconstruction project from Herring River to the Dennis line		TA	7/25/2016		On-going	
16-049	G5-A(3) Support community involvement in the HECH/Chase House historic preservation & Chapter 40B development at 93 & 97 Rt. 28		TA	7/25/2016		On-going	

**HARWICH BOS/TA ACTION ITEMS REPORT 02/13/17 New Updates highlighted in YELLOW**

Item Number	Action Item	Criticality ( 1, 2 or 3 )	Lead Responsibility	Date Assigned	Due Date	Status	Comments
<b>Objective B: Create and maintain a strong business and job growth environment</b>							
16-050	G5-B(1) Explore creation of an economic development committee		Brown, MacAskill, BoS	7/25/2016			
16-051	G5-B(2) Create & maintain positive Town & business relationships		Brown, MacAskill, BoS	7/25/2016			TA meets monthly with Chamber Director.
16-052	G5-B(3) Assist Town departments & Town sanctioned groups with grants & pursue funding opportunities in support of town priorities & policy goals		Brown, MacAskill, BoS	7/25/2016			
16-053	G5-B(4) Develop educational program agreements with MRSD & CCTech whereby special projects can be conducted coincident with major capital projects in Town		Brown, MacAskill, BoS	7/25/2016			
16-054	G5-B(5) Investigate novel ideas to promote Harwich & attract tourists, such as painting/decorating fire hydrants		Brown, MacAskill, BoS, TA, Chamber	7/25/2016			
16-055	G5-B(6) Explore affordable & senior housing options where the Town may retain the property		Brown, MacAskill, BoS	7/25/2016			
16-056	G5-B(6)(a) Memorandum #1: TA shall outline a plan to identify proven & novel approaches to develop Affordable housing in Harwich.		Brown, MacAskill, BoS	7/25/2016			
<b>Goal 6: Quality of Life and Public Safety - Develop and support programs that improve quality of life for Harwich residents and visitors. (Public Safety Departments have the primary responsibility for progress and accomplishments. TA has coordination, support and reporting responsibility)</b>							
<b>Objective A: Provide high quality, cost-effective public safety services to residents and visitors.</b>							
16-057	G6-A(1) Assess public safety signage throughout the Town for adequacy & consistency		Kavanagh, TA, Highway	7/25/2016			
16-058	G6-A(2) Investigate options, including increased police surveillance, low cost, automatic speed detection systems, raised crosswalks or speed bumps to lower vehicle speed on town streets.		Kavanagh, TA, Highway, CCC	7/25/2016			
16-059	G6-A(2)(a) Memorandum #1: Define near-term options that could be implemented in 30 days or less		Kavanagh, TA, Highway, CCC	7/25/2016			
16-060	G6-A(2)(b) Memorandum #2: Identify steps & resources needed to develop a comprehensive safety improvement plan for Harwich		Kavenagh, TA	7/25/2016			1) AASHTO: Intersection: Sight Triangle: Review Bylaw 2) High Accident Data: Steve Tupper (CCC), Jerry Beltis & Traffic Study Committee 3) Line Painting: Practice/Timing One area every three years (crosswalks) 4) Signage Practices (street and traffic signage) (*South/Sisson Street: signage improvements) 5) Culverts: Town Engineer MS4. (excluded)
<b>Objective B: Support the Fire Station #2 Renovation Project.</b>							
16-061	G6-B(1) Apply Town resources (Planning, Engineering, etc.) to support conduct & documentation of needs assessment, preliminary design & alternatives development, cost estimation & preparation of periodic presentations & open meetings & final recommendations to the Selectmen & Town voters		Brown, TA, Station 2 Comm.	7/25/2016		<b>Status Complete: Station 2 Committee made presentation to BoS on 1/17/17.</b>	



Customary

**ARTICLES**

TOWN OFFICERS AND COMMITTEES

ARTICLE 1 To choose various Town Officers and Committees. Customary Article

REPORTS OF TOWN OFFICERS AND COMMITTEES

ARTICLE 2 To hear reports of all Town Officers and Committees for the year 2017.  
Customary Article

ELECTED OFFICIALS SALARIES

ARTICLE 3 To see if the Town will vote to fix the salaries of the elected officials of the Town for fiscal year commencing July 1, 2017 and ending June 30, 2018 as follows and to act fully thereon. Estimated cost: \$86,205

Selectmen (5) .....	\$1,500 (each)
Moderator .....	\$300
Town Clerk .....	\$76,905
Water Commissioners (3) .....	\$500 (each)

## COMPENSATING BALANCE AGREEMENT

ARTICLE 57: To see if the Town will vote to authorize its Treasurer to enter into a compensating balance agreement or agreements with banking institutions for Fiscal Year 2017 pursuant to Chapter 44, § 53F of the General Laws and to act fully thereon. Customary Article.

## LIABILITY TIDAL/NON-TIDAL RIVERS

ARTICLE 58: To see if the Town will assume the liability in the manner provided by § 29 of Chapter 91 of the General Laws as amended by Chapter 516 and 524, Acts of 1950, for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts, for improvement, development, maintenance and protection of tidal and non-tidal rivers, streams, harbors, tide waters, foreshore and shores along a public beach outside of Boston Harbor, including the Merrimack and Connecticut Rivers in accordance with § 11 of Chapter 91 of the General Laws and to authorize the Selectmen to execute and deliver a bond of indemnity to the Commonwealth and to act fully thereon. Customary Article.

## HERRING FISHERIES

ARTICLE 59: To see what action the Town will take in regard to the Herring Fisheries and to act fully thereon. Customary Article.

DEFRAY THE EXPENSES OF THE CHASE LIBRARY AND HARWICH PORT LIBRARY

ARTICLE 41: To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$20,000 to help defray the expenses of the Chase Library and the Harwich Port Library; said funds to be expended under the direction of the Chase Library and Harwich Port Library Trustees, and to act fully thereon. By Petition. Estimated cost: \$20,000.

*Explanation: Chase Library and Harwich Port Library are free, publicly supported libraries. Town funds have been appropriated either through the general budget or by articles since 1911 (Chase) and 1926 (Harwich Port). These funds are essential for continued operation and for the customary State reimbursements.*

PROMOTE THE TOWN OF HARWICH

ARTICLE 42: To see if the Town will vote to: raise and appropriate and/or transfer from available funds a sufficient sum of money for the Harwich Chamber of Commerce to promote the Town and its businesses and to advance economic development initiatives for and with the Town of Harwich. Said monies to be used to manage and fulfill year-round visitor/resident/business information services, to promote and market the Town, to generate and initiate materials and activities that encourage the establishment, growth and sustainability of businesses in Harwich, and to implement economic development objectives and activities in partnership with the Town, and to act fully thereon. By petition. Estimated cost: \$35,000

*Explanation: For more than 58 years, Harwich Chamber of Commerce (HCC) has worked in the best interest of Harwich and for the people living in, working in and visiting the Town of Harwich. Since 1995, the citizens of Harwich, through the annual Town Meeting, have voted to fund warrant articles submitted by the Harwich Chamber of Commerce in support of its work promoting the community, providing needed informational services, and developing and advancing economic sustainability and development strategies. We are again requesting the Town's support for the Chamber's efforts in:*

- (a) providing year-round informational services to visitors, residents, second homeowners, and businesses (over 74,000 visits to our Information Center in 2016)*
- (b) promoting the Town of Harwich and its new brand: The Warm Side of the Cape, thereby bringing much needed income into the community.*
- (c) Support of the Chamber's efforts, in partnership with the Town of Harwich, to develop and implement economic development initiatives to benefit the Town as defined by objectives in the Town's Local Comprehensive Plan.*

*(a) **Year-Round Information Services:** Harwich's Information Center is open 52 weeks a year. Combining this valuable resource with the Chamber's internet/website portals, as well as telephone and mail inquiries, Harwich Chamber annually provides more than 320,000 instances of contact with visitors, seasonal and year-round homeowners and residents, organizations and businesses. These connections offer the opportunity to market*



*and promote the Town utilizing our new brand "The Warm Side of the Cape." By being available to meet the needs of our "customers" we are able to encourage patronage of our local amenities and businesses and to connect individuals and businesses with the appropriate Town offices and officials 12 months a year in a friendly, warm and upbeat fashion.*

*(b) **Promoting the Town of Harwich:** The Harwich Chamber continues to be the lead force in promoting the Town of Harwich. By utilizing a multi-faceted approach, HCC strives to position Harwich as a premier destination for local, regional, national and international individuals and families. The marketing strategies are aimed at encouraging residents, second homeowners (current and potential), and visitors to avail themselves of Harwich's recreational amenities, as well as for shopping, dining, vacations, day trips, events and festivals. The plan, which positions Harwich as a desired vacation destination and an outstanding place in which to live and work, includes:*

- 1. The Harwich Magazine, the Town's primary comprehensive printed and online resource for attracting tourists and visitors to Harwich, and for our residents, second home-owners and businesses.*
- 2. The HCC website's robust content complements the Magazine and links to a wide range of Town resources.*
- 3. Ancillary printed and on-line pieces, including specialized maps (cranberry bogs, lodging locator, dining locator, beaches, bike trail) that target market segments and interests.*
- 4. Media placements in local, regional and national publications.*
- 5. Online targeted ads geared towards establishing new residents, building our workforce and bringing in tax revenues for the town.*

*Special events and festivals are about more than attracting people to town to enjoyable experiences. They are about defining key elements of Harwich's brand and about parlaying those assets into support for our businesses, non-profit organizations, and the community. For example, Fall for Harwich provided the umbrella under which thousands of people were invited to participate in a robust array of more than 30 events, including the half-marathon road race, music festival, bog walks, concerts, teas, arts & crafts, our first sidewalk sale and more. Fall for Harwich and Christmas in Harwich also provide opportunities for our local non-profits to raise badly needed funds and increase their visibility. In addition, the Chamber continues to actively engage in creating and implementing new events as well as expanding existing events. In 2016, the Chamber coordinated eight Port Summer Night Musical Strolls in Harwich Port, several musical concerts that combined opportunities with restaurants to increase meals off season with a night out and a show. We look forward to continue to expand these offerings in 2017.*

***Economic Development:** HCC will continue to collaborate with the Town on economic development strategies and initiatives. Over this past year, HCC has worked tirelessly on behalf of the Town and its businesses and continues to do so. HCC has advocated for a strengthened technology infrastructure and better health insurance rates for small businesses. The Chamber has also provided training, counsel and support to dozens of small businesses struggling to survive in the current economic climate, and has met with several individuals considering locating their business in Harwich.*

*HCC continues to strengthen its collaboration with other local chambers of commerce through the Local Cape Chambers Collaborative (LC3) and the Lower Cape Chambers group. Among the many activities currently underway are:*

- *With LC3: meeting with the Economic Development Council on regional economic development priorities, identified by local chambers in consultation with town officials*
- *With LC3: continued advocacy on transportation issues, including real time information, bridge issues, issues relating to drug use, attracting more traffic to the Regional Airport and more.*
- *With Lower Cape Chambers: hosting the Annual Lower Cape Home & Garden Expo this year again to be held at the Cape Cod Tech, trainings (WISP and Roundtable Workshops), inter-chamber networking (giving greater business-to-business opportunities)*
- *Parking and Connectivity: Explore opportunities for remote parking lots and transit service for harbors, beaches and other sites with high seasonal demand*

*The Chamber is honored to partner with the Town on building a better community, but the Chamber relies on the Town's support to help achieve its goals. Without this support, the Chamber's marketing activities will be significantly reduced. We appreciate the past support of the Town of Harwich and request funding for these important, revenue-generating initiatives. Thank you for your consideration.*

#### SUPPLEMENT ANNUAL ALLOCATION OF MASS CULTURAL COUNCIL FOR LOCAL CULTURAL COUNCIL GRANTS

**ARTICLE 43:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money to supplement the Massachusetts Cultural Council annual allocation for grant awards to artists, performers and interpretive scientists who bring events to local venues which enhance the cultural experience of Harwich citizens of all ages, and to act fully thereon. By request of the Harwich Cultural Council. Estimated Cost: \$3000

#### REFRAIN FROM ENFORCING FEDERAL IMMIGRATION LAWS

**ARTICLE 44:** To see if the Town will vote to request the Selectmen to authorize Town officials to refrain from using town funds and other resources to enforce federal immigration laws, in keeping with current practices, unless presented with a criminal warrant or other evidence of probable cause as required by the Fourth Amendment of the United States Constitution; and, to see if the Town will vote to request the Harwich Board of Selectmen to protect the civil liberties and human rights of all Harwich residents and visitors regardless of race, ethnicity, religion, ability, sexual and gender identity, national origin, or citizenship and immigration status, and to act fully thereon. By Petition.

*Explanation: This Article seeks to reaffirm the Town's commitment to the values of freedom, justice and equality for all Harwich residents and visitors to lead lives of peace and dignity free from fear, harassment and violence.*

#### PROHIBIT THE DEMOLITION OF THE WEST HARWICH SCHOOL

ARTICLE 45: To see if the Town will vote to protect the historic and cultural resource of the town owned West Harwich Schoolhouse by prohibiting demolition and/or dismantling and/or moving of the building to another part of town, to any other town or to any other state, and to act fully thereon. By Petition.

*Explanation: The West Harwich Schoolhouse was built in 1871 and has been used for many purposes including a Veteran's Affairs office and a Youth Recreation center. It is a well built and highly adaptable building. As Captains' Row evolves into a walkable and vibrant neighborhood accenting our collective heritage and with plans for an improved Rt. 28 with design enhancements including lamp posts or benches or a pocket park and gently sidewalks the use of the schoolhouse could be invaluable. With 7 villages of Harwich each with its own distinct character, for the West Harwich village the civic building of the quintessential schoolhouse is our historic resource that should not be destroyed or taken from us. The building needs to be rehabilitated at its original site and the wishes of the community respected. There is easy access from Rt. 28 and plenty of parking. Because the schoolhouse lies in close proximity to the Historic Baptist Cemetery, the Bike Trail, Bells Neck Conservation land, Home of the Harwich Junior Theater, and the Herring River it holds the potential for multiple community oriented uses*

#### PURCHASE AND INSTALL HISTORICALLY ACCURATE WINDOWS IN THE WEST HARWICH SCHOOLHOUSE

ARTICLE 46: To see if the Town will vote to direct town administration to complete the wishes of the voters as expressed at the 2007 town meeting to use the existing C P C funding to purchase and install historically accurate windows in the West Harwich Schoolhouse, and to act fully thereon. By Petition

*Explanation: At the 2007 town meeting actions under article 42 voted in the affirmative to fund a CPC article dedicating \$84,000 for installation of historically appropriate windows in the Sisson Road Recreation building and the West Harwich schoolhouse. The Sisson Road building received its windows but the West Harwich Schoolhouse windows were never installed and \$32,000 remains to complete the project. Enacting only part of the vote that was approved by town meeting and not completing the other part is a precedent that should not be tolerated. Essentially this undermines the power of town meeting and the vote. The town has the responsibility to enact what the voters approved in town meeting and a yes vote on this article assures that the citizens' vote is honored. The town has already invested \$28,000 appropriated in 2008 for repair of the foundation on this building. This continues the process that has already been started.*

#### USE OF THE HARWICH MIDDLE SCHOOL FOR TOWN OWNED HOUSING

ARTICLE 47: To see if the Town will vote to raise and appropriate, transfer from available funds, free cash flow or borrow a sufficient sum of money to fund architectural and engineering plans to retain the Harwich Middle school for development as a town owned affordable and/or senior housing facility managed either internally or by an outside agency, and to act fully thereon. The appropriation authorized by this vote shall not take effect until the town is exempt from the limitation on the total taxes imposed by M.G.L. Chapter 59, Section 21C (proposition 2 ½ ) the amounts required to pay the principal and

any interest on any borrowing authorized under this article and further authorize the board of selectmen to accept any State, Federal or private grant monies for this purpose. By Petition. Estimated cost: \$65,000

*Explanation: With the formation of the Monomoy Regional School District the Harwich Middle School became an unwanted and unused building which was transferred to the Town of Harwich. At least two Board of Selectmen Repurpose Committees have struggled with the future of this facility. On May 17, 2016 a non-binding ballot question with four specific options attempted to provide a clear direction for the future use of this property. Option #3 received the most votes. This option called for the sale of the property to an outside developer for affordable or senior housing purposes. The Board of Selectmen has chosen to ignore the results of the question and seeks to rent space for non-profit activities. The recently updated Harwich Housing Plan identifies the need for 277 additional affordable housing units in the Town of Harwich to bring the town in line with the State of MA goal of 10% affordable housing stock in each community. Multi-unit affordable housing developments are typically undertaken by private developers under a process known as "40B ". The process circumvents local zoning and often results in the town having little or no say as to who gets to reside in these affordable housing units. The affected communities and neighborhoods often resist such developments due to the loss of local control and "not in my backyard" objections*

*In Harwich we have a real and urgent need for affordable housing for seniors, veterans, work force, individuals and small families. Many of our recently graduated college professionals are burdened with student debt and need an affordable housing solution to begin their careers here in Harwich*

*This article seeks to evaluate the potential and associated renovation / operating costs associated with a Town owned conversion of the Middle School to affordable housing units. As taxpayers we would invest in the conversion and utilize the existing Harwich Housing Authority to manage the ongoing operation of this facility*

*By funding, owning and operating this affordable housing complex we will be better able to set the rules and provide occupancy preferences based upon connections to the Town of Harwich. This is an important opportunity for us to stand up for our seniors, veterans, work force, individuals and small families while making a very significant addition to our affordable housing stock*

*By funding the conversion study the consultant will develop floor plans to identify the number and size of individual housing units as well as defining the features of common areas and site features. Most importantly the costs of converting and operating the facility will be estimated and identified.*

*Based upon the successful outcome of the study an article and associated ballot question will be provided for inclusion in the 2018 Annual Town Meeting for the Town to decide if it wants to support this project.*

DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION

**ARTICLE 46:** To see if the Town will vote to authorize revolving funds for certain town departments under M.G.L. Ch. 44, § 53E ½ for the Fiscal Year beginning July 1, 2018; and to act fully thereon. By request of the Board of Selectmen

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY 18 Spending Limit</u>	<u>Disposition of FY17 Fund balance</u>
Golf	Director, Golf Committee & ATA	Golf Lessons and Pro Shop Sales	Pro Shop expenses, clubhouse and kitchen maintenance, modernization, and lessons instructor	\$250,000	Available for expenditure
Golf Infrastructure fund	Director, Golf Committee	New surcharge on all green fees and cart fees	CVGC Infrastructure including Club House facilities, maintenance facilities	\$50,000	
Council on Aging	Director & Council on Aging	Fees from health, recreation, nutrition and education programs	Health, recreation, nutrition and education programs	\$125,000	Available for expenditure
Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance of town cemeteries	\$70,000	Available for expenditure.
Community Center	Director & Facilities Committee	Fees from use of the weight room	Weight Room Equipment (and repair)	\$50,000	Available for expenditure
Recreation	Director & Rec & Youth Commission	Fees from recreation and youth programs	Recreation and youth programs	\$120,000	Available for expenditure
Albro House	Town Planner & Historic District/Hist. Commission	Fees from receipts of lease or fees for short term rooms use and rental	Restorations, maintenance, care and support of town-owned property	\$10,000	Available for expenditure
ADA	Town Administrator	Receipts of parking penalty fees	Interpreter services or accommodations required under ADA	\$2,500	Available for expenditure
Wetlands	Conservation Commission	Notice of Intent filing fees	Consultants and wetland and buffer zone management and restoration projects	\$6,000	Available for expenditure

ESTABLISH ANNUAL REVOLVING FUND FOR THE CARE AND MAINTENANCE  
OF THE FORMER HARWICH MIDDLE SCHOOL

**ARTICLE 47:** To see if the Town will vote to authorize the creation and establishment of a revolving fund as authorized under M.G.L. Ch. 44, § 53E ½ for the Community Center Director and Facilities Manager, for the purpose of funding continuing period appropriate restorations, maintenance, care, and support of town-owned property, not to exceed \$100,000 annually with funds generated from receipt of lease or fees collected for short term, year-round, temporary or otherwise, room(s) use and rental, and to act fully thereon. By request of the Community Center Director and Town Administrator.

ESTABLISH ANNUAL SIDEWALK REVOLVING FUND

**ARTICLE 48:** To see if the Town will vote to establish a revolving fund, effective FY 2018 under M.G.L. Chapter 44, Section 53E ½ for the purpose of accepting monies generated from receipts paid to the Town in lieu of sidewalks required to be installed in new subdivisions, credited to the revolving fund, expenditures for sidewalk improvements including consulting services and construction approved by the Town Planner and the Planning Board in an amount not to exceed fifty thousand dollars (\$50,000), and to act fully thereon. By request of the Planning Board.

*Explanation: While this Revolving Fund was properly established under M.G.L., Chapter 44, Section 53E ½ at the May 2004 Special Town Meeting, Article 9, it has not been reauthorized annually by Town Meeting as required by the statute. This article is intended to correct this oversight.*

ESTABLISH A DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION BY-  
LAW

**ARTICLE 49:** To see if the Town will vote to establish a new by-law to be added to the Code of the Town of Harwich under a new Chapter 8, section 1 entitled “Departmental Revolving Fund Authorization”, and to act fully thereon. By request of the Board of Selectmen.

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>
Golf	Director, Golf Committee & ATA	Golf Lessons and Pro Shop Sales	Pro Shop expenses, clubhouse and kitchen maintenance, modernization, and lessons instructor
Golf Infrastructure fund	Director, Golf Committee	New surcharge on all green fees and cart fees	CVGC Infrastructure including Club House facilities, maintenance facilities
Council on Aging	Director & Council on Aging	Fees from health, recreation, nutrition and education programs	Health, recreation, nutrition and education programs

Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance of town cemeteries
Community Center	Director & Facilities Committee	Fees from use of the weight room	Weight Room Equipment (and repair)
Recreation	Director & Rec & Youth Commission	Fees from recreation and youth programs	Recreation and youth programs
Albro House	Town Planner & Historic District/Hist. Commission	Fees from receipts of lease or fees for short term rooms use and rental	Restorations, maintenance, care and support of town-owned property
ADA	Town Administrator	Receipts of parking penalty fees	Interpreter services or accommodations required under ADA
Wetlands	Conservation Commission	Notice of Intent filing fees	Consultants and wetland and buffer zone management and restoration projects

STABILIZATION FUND

ARTICLE 50: To see if the Town will vote to raise and appropriate or transfer from surplus revenue or available funds a sufficient sum of money to be added to the Stabilization Fund, and act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$ Pending

OPEB TRUST FUND

ARTICLE 51: To see if the Town will vote to raise and appropriate or transfer from surplus revenue or available funds a sufficient sum of money to be added to the OPEB Trust Fund, and act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$100,000.

FUND PRIOR YEAR'S UNPAID BILLS

ARTICLE 52: To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to pay unpaid bills of prior years as provided for in M.G.L. Ch. 44, Section 64, and to act fully thereon. By request of the Finance Director/Accountant. Estimated cost: \$2,877.87

Explanation:

<i>Planning - copier contract (Axion) un-invoiced bill – FY 16</i>	\$678.07
<i>BBE Corporation – FY 16</i>	\$225.00
<i>Siemens Industry – FY 16</i>	\$930.00
<i>Police – T-Mobile – FY 16</i>	\$700.00
<i>Police – Moore Medical – FY 16</i>	\$344.80
	<u>\$2,877.87</u>

MUNICIPAL MODERNIZATION ACT – USE OF BOND PREMIUMS

ARTICLE 53: To see if the Town will vote to supplement each prior vote of the Town that authorizes the borrowing of money to pay costs of capital projects to provide that, in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied; and to act fully thereon. By request of the Board of Selectmen.



TOWN OPERATING BUDGET

ARTICLE 4: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Town charges for Fiscal Year 2018, and to act fully thereon. (BUDGET – SEE APPENDIX B).

Estimated cost: \$33,300,000.

MONOMOY REGIONAL SCHOOL DISTRICT BUDGET

ARTICLE 5: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to pay for the Monomoy Regional School District Assessment for Fiscal Year 2018. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Chapter 59, Section 21C (Proposition 2 ½ ) the amounts required to pay the Capital Exclusion portion of said appropriation under this article, and to act fully thereon. By request of the Monomoy Regional School Committee and Superintendent.

Estimated cost: \$24,787,671.

CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT BUDGET

ARTICLE 6: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money as may be required to pay for the Cape Cod Regional Technical High School District Assessment for Fiscal Year 2018, and to act fully thereon. By request of the Cape Cod Regional Technical High School District. Estimated cost: \$1,487,362.

WATER BUDGET

ARTICLE 7: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Water Department Operating Budget for Fiscal Year 2018, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$4,126,594.

FUND THE IMPLEMENTATION FOR PHASE 2 OF THE COMPREHENSIVE  
WASTEWATER MANAGEMENT PLAN

ARTICLE 11: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement Phase 2 of the Town of Harwich Comprehensive Wastewater Management Plan, approved by the Massachusetts Secretary of Energy and Environmental Affairs in a Massachusetts Environmental Policy Act Certificate dated May 13, 2016, including the following: the design and installation of sewers in the Pleasant Bay watershed, the payment to the Town of Chatham of the capacity purchase fee pursuant to the inter-municipal agreement between the Town of Harwich and the Town of Chatham dated \_\_\_\_\_ which permits the Town of Harwich to deliver wastewater to the Chatham Water Pollution Control Facility for treatment and disposal, for the implementation of the Cold Brook project and for the remediation of Hinckley Pond, all as more fully described in said Comprehensive Wastewater Management Plan, including any land acquisition costs and all other costs incidental and related thereto; provided that any borrowing authorized hereunder shall be contingent on the passage of a Proposition 2 and ½ debt exclusion vote, and provided further that the payment of said amount and the issuance of debt therefor shall be in accordance with the schedule of payments anticipated to be set forth in the inter-municipal agreement, a copy of which will be on file with the Office of the Town Clerk prior to Town Meeting; and to act fully thereon. By request of the Board of Selectmen

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**COMMONWEALTH OF MASSACHUSETTS  
TOWN OF HARWICH  
ANNUAL TOWN MEETING  
May 1, 2017**

BARNSTABLE, ss:

To either of the Constables of the Town of Harwich in said county,

Greetings:

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 in the Community Center Gymnasium, 100 Oak Street in said Town on May 1, 2017 at 7:00 P.M., then and there to act on the following articles:

**ARTICLES**

TOWN OFFICERS AND COMMITTEES

ARTICLE 1 To choose various Town Officers and Committees. Customary Article

REPORTS OF TOWN OFFICERS AND COMMITTEES

ARTICLE 2 To hear reports of all Town Officers and Committees for the year 2017. Customary Article

ELECTED OFFICIALS SALARIES

ARTICLE 3 To see if the Town will vote to fix the salaries of the elected officials of the Town for fiscal year commencing July 1, 2017 and ending June 30, 2018 as follows and to act fully thereon. Estimated cost: \$86,205

Selectmen (5) .....	\$1,500 (each)
Moderator .....	\$300
Town Clerk .....	\$76,905
Water Commissioners (3) .....	\$500 (each)

TOWN OPERATING BUDGET

ARTICLE 4: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Town charges for Fiscal Year 2018, and to act fully thereon. (BUDGET – SEE APPENDIX B). Estimated cost: \$33,300,000.

MONOMOY REGIONAL SCHOOL DISTRICT BUDGET

ARTICLE 5: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to pay for the Monomoy Regional School District Assessment for Fiscal Year 2018. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Chapter 59, Section 21C (Proposition 2 ½ ) the amounts required to pay the Capital Exclusion portion of said appropriation under this article, and to act fully thereon. By request of the Monomoy Regional School Committee and Superintendent. Estimated cost: \$24,787,671.

CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT BUDGET

ARTICLE 6: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money as may be required to pay for the Cape Cod Regional Technical High School District Assessment for Fiscal Year 2018, and to act fully thereon. By request of the Cape Cod Regional Technical High School District. Estimated cost: \$1,487,362.

WATER BUDGET

ARTICLE 7: To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Water Department Operating Budget for Fiscal Year 2018, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$4,126,594.

ADOPT THE CAPITAL PLAN

ARTICLE 8: To see if the Town will vote to adopt the Capital Plan for the ensuing seven year period as adopted last year by the Town Meeting with new fiscal year 2024 as proposed by the Board of Selectmen and set forth below or as amended by vote of the Town Meeting, and to act fully thereon. By request of the Board of Selectmen.

CAPITAL ITEMS FUNDED FROM FREE CASH – ITEMS UNDER \$50,000

ARTICLE 9: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money to fund the items in the table below, and further to authorize the Selectmen to accept grant monies related to these items and chest compression equipment, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$116,819.

1. Fire – Gas Metering Detection Devices	\$24,779
2. Police - Bullet Proof Vests (town portion)	\$22,000
3. Police - Ballistic Helmets	\$10,220
Police - Electronic Sign Board	\$17,820
4. DPW - Fuel Management System	\$42,000
TOTAL	\$116,819

FACILITY MAINTENANCE AND REPAIR FUND

ARTICLE 10: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money as may be required to defray costs related to Facility Maintenance and Repair for FY 18, and to act fully thereon. By request of the Board of Selectmen. Estimated cost \$808,086.

1. Community Center Gym Floor Resurfacing	\$57,724
2. Town Wide Radio System (Town)	\$102,643
Town Wide Radio System (Water portion)	\$33,930
3. Brooks Library Generator & Install	\$110,000
4. Police - Public Safety Complex Security System Replacement	\$153,789
5. Recreation - Red River Beach Parking Lot Paving/Overlay	\$225,000
6. DPW - Middle School Operations	\$125,000
TOTAL	\$808,086

DESIGN AND CONSTRUCTION OF SEWERS IN THE PLEASANT BAY WATERSHED

*11A* ARTICLE 11: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement a portion of Phase 2 of the Town of Harwich Comprehensive Wastewater Management Plan, approved by the Massachusetts Secretary of Energy and Environmental Affairs in a Massachusetts Environmental Policy Act Certificate dated May 13, 2016, consisting of the payment to the Town of Chatham of the capacity purchase fee pursuant to the intermunicipal agreement between the Town of Harwich and the Town of Chatham dated \_\_\_\_\_, which permits the Town of Harwich to deliver wastewater to the Chatham Water Pollution Control Facility for treatment and design of sewers in the Pleasant Bay Watershed and design the Chatham interconnector system, as more fully described in said Comprehensive Wastewater Management Plan, including any land acquisition costs and all other costs incidental and related thereto; provided that any borrowing authorized hereunder shall be contingent on the passage of a Proposition 2 and ½ debt exclusion vote; and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$9,000,000.

*11B* CAPACITY PURCHASE FEE AND INTERCONNECTION WITH CHATHAM

ARTICLE 12: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement a portion of Phase 2 of the Town of Harwich Comprehensive Wastewater Management Plan, approved by the Massachusetts



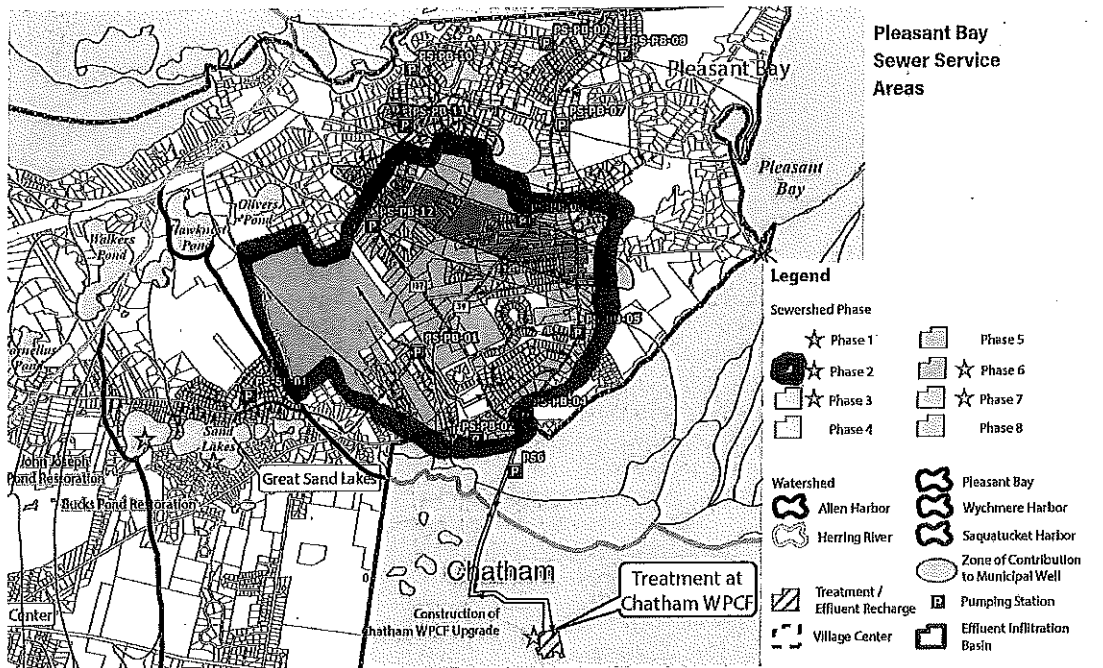
Secretary of Energy and Environmental Affairs in a Massachusetts Environmental Policy Act Certificate dated May 13, 2016, including the construction of an interconnection between the Town of Harwich and Town of Chatham sewer systems and the construction of sewers in the southern section of Pleasant Bay Watershed identified as Phase 2 portion, as more fully described in said Comprehensive Wastewater Management Plan, and any land acquisition costs, and all other costs incidental and related thereto; provided that any borrowing authorized hereunder shall be contingent on the passage of a Proposition 2 and ½ debt exclusion vote, and provided further that the payment of said capacity purchase fee to the Town of Chatham and the issuance of debt therefor shall be in accordance with the schedule of payments set forth in the intermunicipal agreement, a copy of which will be on file with the Office of the Town Clerk prior to Town Meeting; and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$22,500,000.

#### COLD BROOK PROJECT

- 11C ARTICLE 13: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement a portion of Phase 2 of the Town of Harwich Comprehensive Wastewater Management Plan, approved by the Massachusetts Secretary of Energy and Environmental Affairs in a Massachusetts Environmental Policy Act Certificate dated May 13, 2016, consisting of the design, construction, and implementation of the Cold Brook Project, as more fully described in said Comprehensive Wastewater Management Plan, including any land acquisition costs and all other costs incidental and related thereto; provided that any borrowing authorized hereunder shall be contingent on the passage of a Proposition 2 and ½ debt exclusion vote; and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$2,000,000

#### HINCKLEY POND RESTORATION

- 11D ARTICLE 14: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement a portion of Phase 2 of the Town of Harwich Comprehensive Wastewater Management Plan, approved by the Massachusetts Secretary of Energy and Environmental Affairs in a Massachusetts Environmental Policy Act Certificate dated May 13, 2016, consisting of the design, construction, and implementation of the restoration of Hinckley Pond, as more fully described in said Comprehensive Wastewater Management Plan, including any land acquisition costs and all other costs incidental and related thereto; provided that any borrowing authorized hereunder shall be contingent on the passage of a Proposition 2 and ½ debt exclusion vote; and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$550,000



## Wastewater Articles

### ENACT A SEWER USE GENERAL BY-LAW

ARTICLE 15: To see if the Town will vote to enact a Sewer Use General By-Law, governing the establishment, construction and operation of a wastewater collection and treatment system, a copy of which will be on file with the Office of the Town Clerk prior to Town Meeting, and to act fully thereon. By request of the Board of Selectmen.

### TOWN OF HARWICH SEWER USE BYLAW

The Town of Harwich hereby establishes the following sewer use bylaw (Bylaw) governing the use of the wastewater collection system in Harwich, County of Barnstable, Commonwealth of Massachusetts.

While this Bylaw will apply to the wastewater collection system throughout the town it has been specifically developed herein for the wastewater collection system to be implemented in the Pleasant Bay Watershed area of Harwich. Wastewater collected in this area will be conveyed to the Town of Chatham wastewater treatment facility. As part of this Bylaw, the sewer governance board shall establish Rules and Regulations and from time to time modify said Rules and Regulations as authorized by Massachusetts General Laws Chapter 83, Section 10.

In addition to the civil penalties set forth in Massachusetts General Laws Chapter 83, Section 10, any violation of the Rules and Regulations hereinafter enacted by the sewer governance board, as they may be amended from time to time, may be enforced pursuant

to Article 1, Violations and Penalties, of the Code of the Town of Harwich. When enforced through the non-criminal disposition procedures set forth in Section 1-2 of said Code, the penalty for each violation of the Rules and Regulations shall be \$300.00.

**Purpose:** The purpose of this Bylaw, and the subsequent Rules and Regulations, is:

- a) To establish the technical and administrative procedures for making connections to the sanitary sewer system including standards of materials and design;
- b) To establish requirements, restrictions, and controls on the quantities and quality of what may be discharged to the sanitary sewer system; such as discharges that may:
  1. Interfere with the operation of the sewer system, pumping station or publicly owned treatment works (POTW) in any way;
  2. Pass through the POTW, to the groundwaters, inadequately treated effluent that may cause contravention of standards for these waters or surface waters or cause violation of the POTW's Groundwater Discharge Permit (GWDP) or negatively impact the watershed into which treated effluent is discharged;
  3. Reduce the opportunity to reclaim or recycle treated wastewater and/or sludge from the system;
  4. Increase the cost or otherwise hamper or limit the disposal of sludges and other residuals;
  5. Endanger municipal employees or the public;
  6. Cause, directly or indirectly, any public nuisance conditions;
- c) To prevent new sources of inflow and infiltration (I/I) and eliminate private source inflow;
- d) To provide for equitable distribution to all uses of the POTW, all costs associated with the collection, transmission, treatment, and residuals disposal, and to provide for the collection of such costs: and
- e) To provide for the orderly planning of sewer systems' and treatment systems' components to improve the health and environmental quality of the Town of Harwich and its people and resources while discharging wastewater in the Chatham Sewer System.

The established Rules and Regulations will be part of the contract with every person who discharges wastewater into the Town of Chatham Sewer System from the East Harwich area, and governs the relationship between the Town of Harwich and its consumers, contractors and/or developers, and all other persons who install sewers, discharges wastewater, is connected into the sewer system or applies for a connection to the sewer system.

*Explanation: The Town's Inter-Municipal Agreement with Chatham calls for Harwich to promulgate and utilize Sewer Use Regulations that are compatible with the regulations in place in the Town of Chatham. The Massachusetts Department of Environmental Protection calls for these regulations to be in place as part of the functioning of the wastewater treatment facility. The Sewer Use Regulations are designed to be dynamic in the sense that general elements will be included in the regulations with discretion given to*

*the governing body to create or modify regulations on more specific detailed interconnection activities such as pipe size and design elements to facilitate compatibility with the existing technology of the current Chatham facility.*

#### FUND REPLACING FIRE DEPARTMENT PUMPER

ARTICLE 16: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase or lease one pumper for the Fire Department, and further to authorize the trade-in or sale of the 1985 Pierce pumper. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c59 s21C (Proposition 2 ½ ) the amount required to pay for the capital expenditure authorized by this vote, and to act fully thereon. By request of the Fire Chief. Estimated cost: \$420,000

#### FUND PLANS AND BID DOCUMENTS FOR STATION 2

ARTICLE 17: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to hire an architectural firm to develop construction plans and bid documents for construction/renovation of Fire Station 2 at 149 Route 137. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Chapter 59, Section 21C (Proposition 2 ½ ) the amounts required to pay the principal of any interest on any borrowing authorized under this article, and to act fully thereon. By request of the Fire Chief. Estimated cost: \$310,000

#### LANDSCAPE RECLAMATION AND MAJOR TREE REMOVAL

ARTICLE 18: To see if the Town will vote to transfer \$43,000 from the Golf Improvement fund to continue landscape reclamation and tree removal specifically hole numbers 3, 5, and 6, but not restricted to other areas that the Golf Director and the Golf Committee deem necessary, and to act fully thereon. By request of the Director of Golf and the Golf Committee.

*Explanation: The golf course continues to improve turf conditions throughout its existing fairways. Removal of growth that restricts both air and light enhances the playability of these fairways as recognized by consultation with the USGA, and with the endorsement of the Golf Committee, the Director, and the Supt. of the Green.*

#### IRRIGATION UPGRADE AND SYSTEM REBUILD

ARTICLE 19: To see if the Town will vote to transfer the sum of \$39, 000 from the Golf Improvement fund to replace the “master controller” for the CVGC irrigation system, and to act fully thereon. By request of the Director of Golf and the Golf Committee

*Explanation: This is the necessary first step in rebuilding the irrigation infrastructure for the CVGC operation. This methodical step by step approach completely funded by the*

*Golf Improvement Fund will save taxpayers substantially and will be completed within 5 years.*

RECONSTRUCTION OF MAINTENANCE AND OPERATIONS INFRASTRUCTURE  
AT CRANBERRY VALLEY GOLF COURSE (CVGC)

ARTICLE 20: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund the reconstruction of the CVGC Cart Barn with a new facility - Solar capable, with the ability to house a state of the art electric golf car fleet, re-skin and re- roof the major existing maintenance “storage” facility, provide environmental upgrades, and reconfigure the existing car parking lot and lanes and access to the Club House and Pro Shop facilities with appropriate enhancements, and to act fully thereon. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Chapter 59, Section 21C (Proposition 2 ½ ) the amounts required to pay the principal of any interest on any borrowing authorized under this article, and to act fully thereon. By request of the Director of Golf and the Golf Committee. Estimated cost \$1,200,000.

*Explanation: Last year the Town voted to approve the establishment of a “Infrastructure Revitalization Fund” for golf operations. The monies now accrued in this fund will give the Town’s golf department the maximum amount of money to self fund this obligation. The benefit derived from this investment will address long standing needs to maintain the competitiveness of the CVGC operation now and in the future.*

FUND THE REPLACEMENT OF THE ROUND COVE BOAT RAMP

ARTICLE 21: To see if the Town will vote to transfer from available funds the remaining balance of funds contained in the following articles funded by Free Cash: Article 23 of 2010 Annual Town Meeting (\$7,600), Article 14 of 2014 Annual Town Meeting (\$159,812.01), and Article 33 of 2014 Annual Town Meeting (\$9,658.24). Said transfer of funds to be used for the replacement of the Round Cove boat ramp, and to act fully thereon. By request of the Harbormaster. Estimated cost: \$177,070.25

*Explanation: The existing public boat ramp at Round Cove landing is poorly constructed and in very poor condition. Every year several boat trailers get hung-up on the leading edge of the ramp because it is too short and not properly pitched, causing significant damage to trailers. With close to 180 permitted moorings in Round Cove and Pleasant Bay, the ramp is heavily used throughout the boating season. Construction costs above the \$177,070.25 will be requested to be paid for out of the department’s Mooring Account (fund #1621); Town Administrator is the approving authority.*

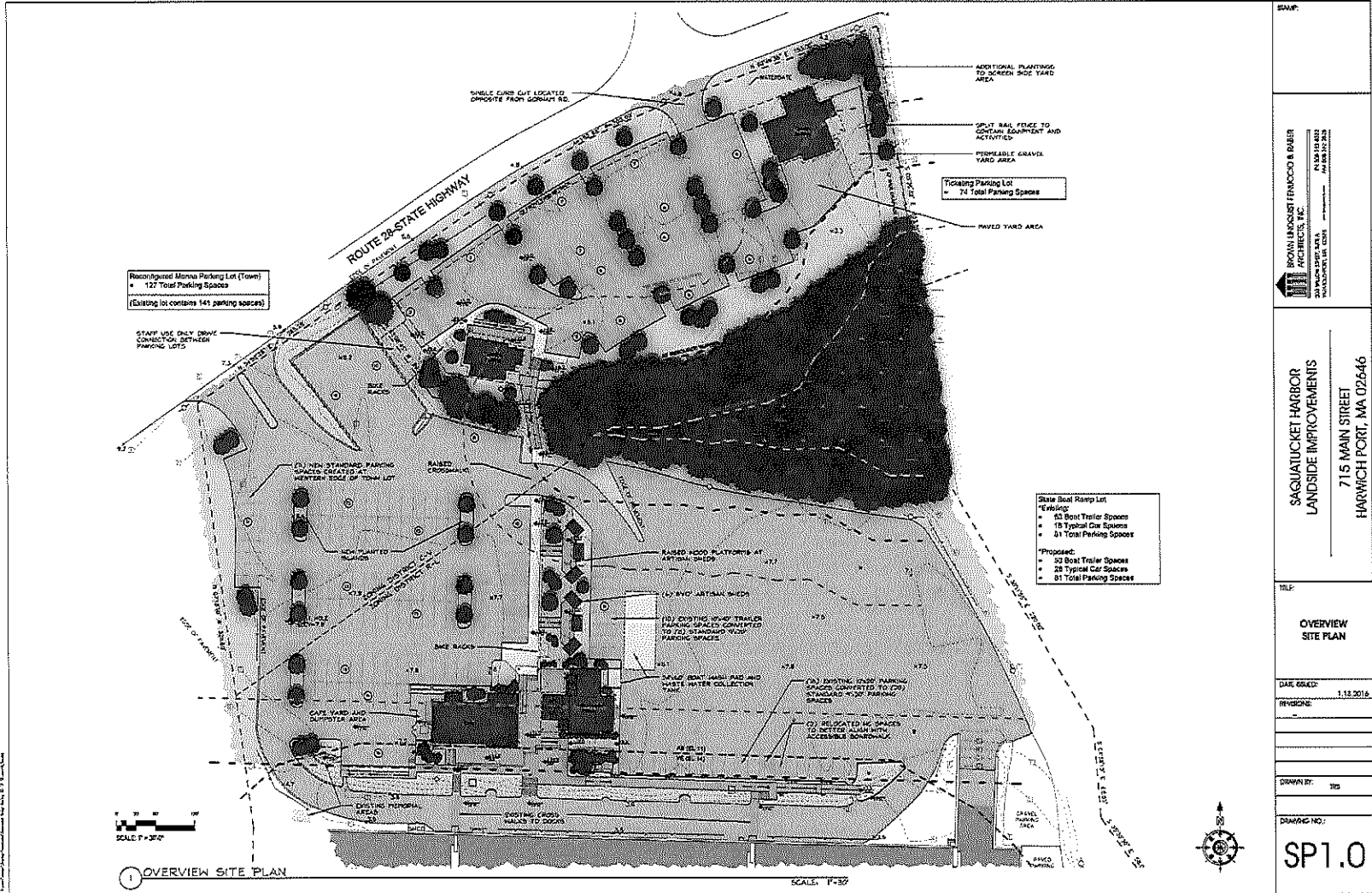
FUND THE CONSTRUCTION OF THE SAQUATUCKET HARBOR LANDSIDE  
RENOVATIONS

ARTICLE 22: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund the construction of

Saquatucket Harbor landside renovations, to include a new Harbormaster Office building, a leased waterfront Café restaurant, six rented seasonal vendor shacks, a boardwalk with viewing areas that overlook the marina, and a consolidated passenger boat ticket office building and a Harbormaster Department maintenance facility building on the former Downey Property. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Chapter 59, Section 21C (Proposition 2 ½ ) the amounts required to pay the principal of any interest on any borrowing authorized under this article, and further authorize the Board of Selectmen to accept any State, Federal or private grant monies available for this purpose, and to act fully thereon. By request of the Harbormaster.

Estimated cost: \$3,000,000

*Explanation: In October 2014, the Board of Selectmen established the Saquatucket Development Committee with a charge to develop a conceptual site plan that integrated the newly purchased 2.2 acre Downey property with the 5.2 acre Saquatucket Harbor property for the purpose of supporting the expansion of the municipal marina, encouraging the restoration of degraded wetland and river frontage and providing options for increased economic development. Seeking input from all interested citizens and groups at numerous public meetings, the resulting proposed plan improves the safety of public access, improves the efficiency of harbor operations, and enhances the character, beauty, and attractiveness of the harbor for boaters and non-boaters alike. Also included in the plan are a new facility septic system, creative landscaping, and the addition of much needed vehicle parking spaces (approx. 80).*



<p>SCALE:</p>	
<p>BROWN INDUSTRIES ERANDICO &amp; BAKER ARCHITECTS, INC.                  20 WINDSOR STREET, SUITE 200                  HARWICH PORT, MA 02646                  TEL: 508.883.8822                  FAX: 508.883.8822                  WWW.BIEA.COM</p>	
<p><b>SAGUAIKCKET HARBOR                  LANDSIDE IMPROVEMENTS</b>                  715 MAIN STREET                  HARWICH PORT, MA 02646</p>	
<p>TITLE:  <b>OVERVIEW                  SITE PLAN</b></p>	
DATE ISSUED:	1.12.2016
REVISION:	
DRAWN BY:	303
DRAWING NO.:	<b>SP1.0</b>

PURCHASE AND EQUIP VEHICLES FOR THE DPW

ARTICLE 23: To see if the Town will vote to raise and appropriate and or transfer from available funds a sufficient sum of money to purchase and equip the following vehicles:

Volvo Loader (Disposal)	\$ 200,000
John Deere Tractor (Highway)	\$ 115,000
C&D Trailer (Disposal)	\$ 75,000

and, to further authorize the trade-in or sale of the 1996 Volvo Loader toward the purchase price, where the Board of Selectmen find that the vehicle cannot be utilized elsewhere in Town, and to act fully thereon. By request of the DPW Director. Estimated cost: \$390,000.

Explanation:

**Volvo Loader** - *The current loader has over 33,000 hours on it, which is the equivalent of approximately 1,650,000 road miles.*

**John Deere Tractor** - *The current 1996 Ford Tractor is rusting apart from its many years of pulling the Surf Rake on the beaches. With a swing-arm mower attachment, the new tractor would also be utilized during the off season for roadside mowing.*

**C&D Trailer** - *This new trailer would augment the two existing trailers and improve operational efficiency. A third C&D trailer would alleviate the need to haul a full trailer immediately and allow more flexibility in managing the Town's C&D waste.*

ROAD MAINTENANCE PROGRAM

ARTICLE 24: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow in accordance with Ch.44 of the M.G.L., or any other authorizing authority, the sum of \$700,000 to fund the Road Maintenance Program as requested in the Capital Plan for FY18. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. c.59 § 21c (Proposition 2 1/2) the amounts required to pay the principal of and the interest on any borrowing authorized under this article, and to act fully thereon. By request of the DPW Director. Estimated cost: \$700,000

Explanation: *The capital request for road maintenance is for \$700k for FY 18, which we anticipate being augmented by approximately \$700k in Chapter 90 funds. The capital project request form lists 5 years of our road maintenance plan with cash flows of approximately \$1.4M each year and has our 5 year Road Maintenance Plan attached.*

FUND THE PURCHASE OF VEHICLES FOR THE WATER DEPARTMENT

ARTICLE 25: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sufficient sum of money for the purchase of a 2017 Ford Super Duty F-350 SRW (X3B) XL 4WD SuperCab 6.75' Box and a 2017 Ford Super Duty F-350 SRW (F3B) XL 4WD Reg Cab 8' Box. These vehicles are to replace a 2004 F-150 and 2007 Ford Ranger, and to act fully thereon. By request of the Board of Water Commissioners and the Superintendent. Estimated cost: \$107,855.50



*Explanation: The two trucks being replaced are very undersized for the work they perform on a daily basis resulting in many expensive repairs. The new trucks have been sized appropriately, and will also be able to provide support with snow removal efforts.*

FUND THE REPLACEMENT OF OLD WATER SERVICES ALONG THE NATIONAL GRID PROJECT ROUTE

ARTICLE 26: To see if the Town will vote to appropriate \$400,000 to replace the old metal water services with HDPE pipe from the water main to the curb stop along the National Grid project route (Great Western, Queen Anne Road, Route 39, Main Street, Depot Street, Depot Road) and for the payment of all other costs incidental and related thereto, and to determine whether this amount shall be raised by taxation, transfer from available funds, or borrowing or otherwise provided, and to act fully thereon. By request of the Board of Water Commissioners and the Superintendent. Estimated cost: \$400,000

*Explanation: This work is to be completed as part of the department's preventative maintenance program in advance of the curb to curb repaving, and will ensure the road will not need to be cut for repairs during the Road Cut Moratorium. The labor and construction components will be put out to bid. Supplies will be provided by Water Department.*

RESERVE FOR FUTURE APPROPRIATION AMOUNTS FROM FY 2017 COMMUNITY PRESERVATION FUND ESTIMATED ANNUAL REVENUES

ARTICLE 27: To see if the Town will vote to reserve for future appropriations amounts from the FY 2017 Community Preservation Act Fund estimated annual revenues as recommended by the Community Preservation Committee as follows:

- A sum of money for the acquisition, creation and preservation of open space;
- A sum of money for the acquisition, preservation, restoration and rehabilitation of historic resources;
- A sum of money for the acquisition, creation, preservation and support of community housing; and
- A sum of money for the Community Preservation Act Fund FY 2017 Undesignated Reserve; and to act fully thereon. By request of the Community Preservation Committee.

FUND LAND BANK DEBT SERVICE

ARTICLE 28: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Balance, \$610,000 to fund the Debt Service on the outstanding Land Bank Debt. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Town Administrator. Estimated Cost: \$610,000.

### RESTORATION OF THE CHASE LIBRARY CHIMNEY

ARTICLE 29: To see if the Town will vote to appropriate from Community Preservation Act Funds-Historic Reserve, \$5,100 to fund the restoration of the chimney at the Chase Library and to authorize the Board of Selectmen to enter into a grant agreement with the Chase Library. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Historic Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Chase Library Trustees.  
Estimated Cost: \$5,100

### WHITEHOUSE FIELD IRRIGATION SYSTEM REPLACEMENT

ARTICLE 30: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Balance, \$28,500 to replace the irrigation system at Whitehouse Field. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Recreation and Youth Commission. Estimated Cost: \$28,500.

### BROOKS PARK EXPANSION/IMPROVEMENT PHASE 4

ARTICLE 31: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Balance, \$167,900 to replace the playground equipment, add a restroom and provide other park amenities at Brooks Park. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Recreation and Youth Commission. Estimated Cost: \$167,900.

### VETERANS MEMORIAL FIELD FITNESS STATIONS

ARTICLE 32: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Balance, \$13,800 to add a series of 20 fitness apparatus stations around the Veterans Memorial Field track. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Recreation and Youth Commission. Estimated Cost: \$13,800.

### RESTORATION OF FENCE RAILS AT EVERGREEN CEMETERY

ARTICLE 33: To see if the Town will vote to appropriate from Community Preservation Act Funds-Historic Fund Balance, \$39,000 to use for restoration of the fence rails at Evergreen Cemetery. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Historic Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Cemetery Department and Commission. Estimated Cost: \$39,000.

## REIMBURSE THE HARWICH CONSERVATION TRUST

ARTICLE 34: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to reimburse the Harwich Conservation Trust for overpayment of the purchase of property for Conservation purposes know as Sutphin Property, and to act fully thereon. The Harwich Conservation Trust overpayment was in the amount of \$73,000. By request of the Board of Selectmen. Estimated cost: \$73,000

*Explanation:* At the May 6, 2014 Special Town Meeting, appropriation was made towards the purchase of two parcels of Sutphin property for conservation purposes. The funding source identified in the article is twofold, the first \$220,000 from Community Preservation Act funding with \$73,000 coming from the Harwich Conservation Trust (HCT). The HCT provided the funds to the Town in October 2014 and a check was prepared in the same month assuming that a closing would occur timely. Due to issues on the Sutphin side, the closing has been delayed for an extended period and is only now coming to fruition. Our Finance Director has indicated that the \$73,000 from the HCT that should have been put into a gift account was left in the General Fund. At the conclusion of FY15, the \$73,000 was converted to free cash. The Town has an obligation to replace the \$73,000 from HCT. Due to the length of time related to the closing and a desire to complete the Sutphin acquisition, HCT has agreed to come up with \$73,000 towards the Sutphin closing and is willing to wait for reimbursement of the original \$73,000.

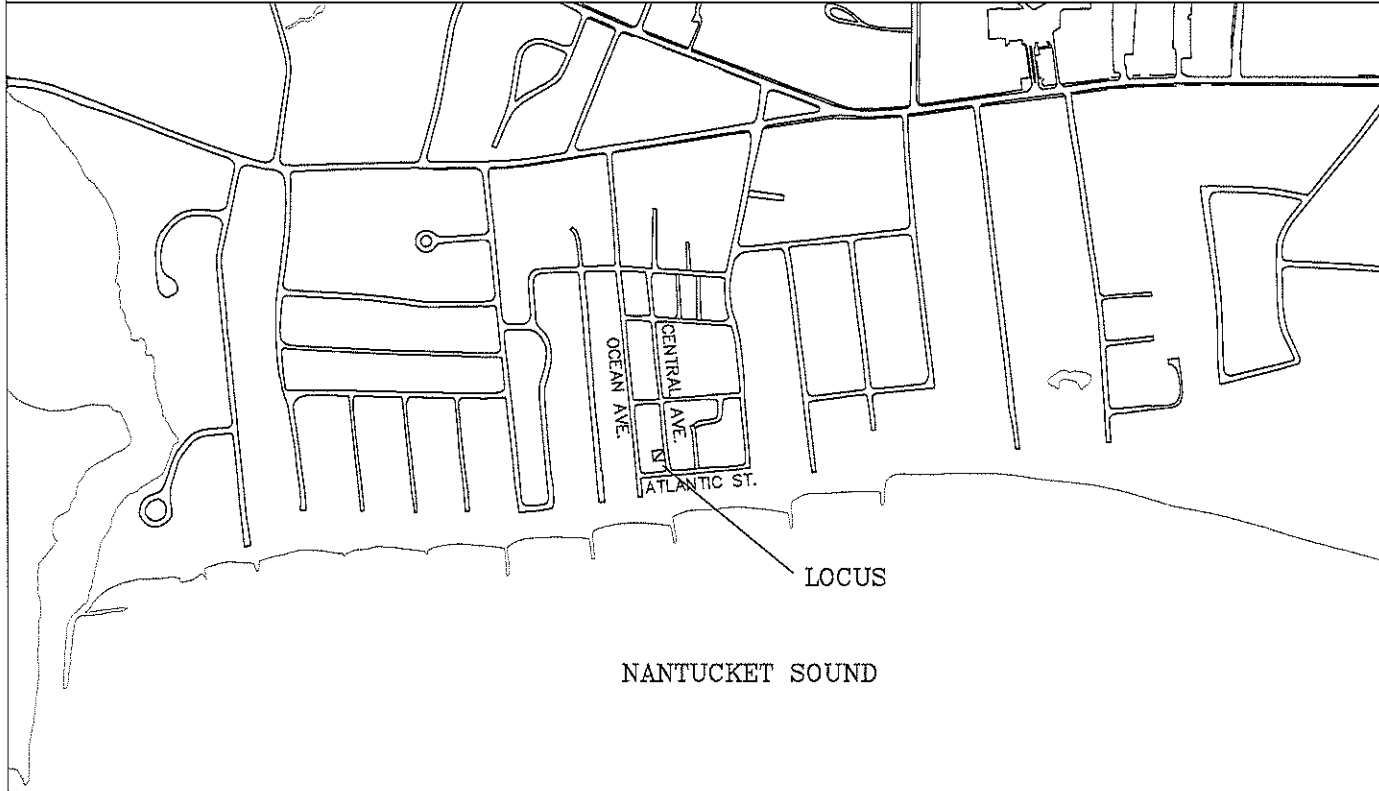
## SALE OF TOWN-OWNED LAND – 4 CENTRAL AVENUE

ARTICLE 35: To see if the Town will vote to authorize the Board of Selectmen to sell 4 Central Avenue used for general municipal use as surplus property. The parcel is identified on Assessor's Map 6B, Parcel L134 and is approximately 0.04 of an acre, and to act fully thereon. By request of the Board of Selectmen.

*Explanation:* Real Estate and Open Space has identified this tiny parcel as one for sale. No Town Departments requested this parcel for municipal use. The Board of Selectmen has declared it as surplus. The parcel will be offered for sale. The Board of Selectmen will enter into a Purchase and Sale and sell the parcel.

ARTICLE:

ASSESSORS MAP: 6B PARCEL: L134  
ADDRESS: 4 CENTRAL AVENUE

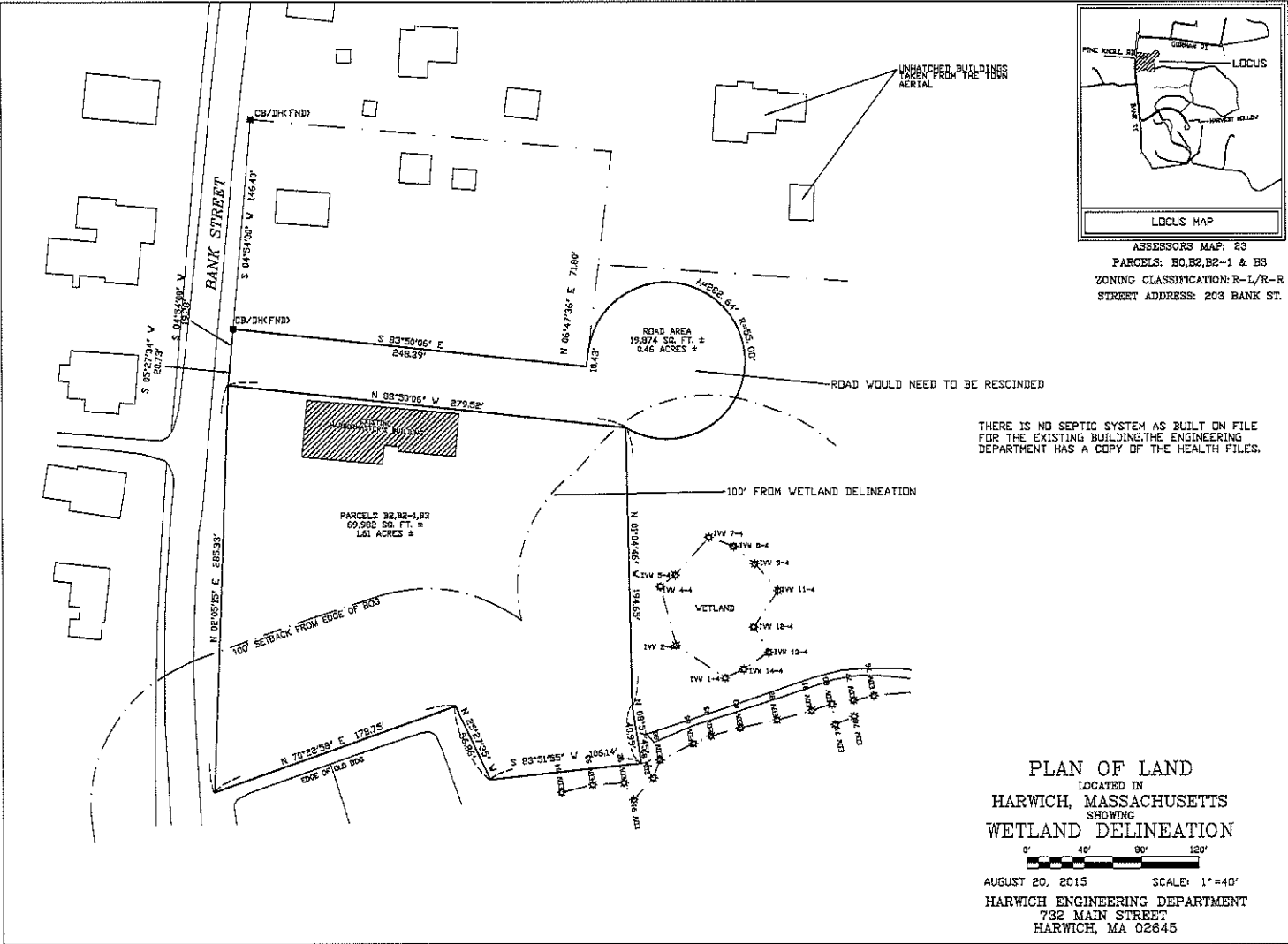


SALE OF TOWN-OWNED LAND – 203 BANK STREET

ARTICLE 36: To see if the Town will vote to authorize the Board of Selectmen to sell 203 Bank Street used for general municipal use as surplus property. The current Harbormaster's Maintenance Facility will be relocated. The parcel contains approximately 2.07 acres identified on Assessor's Map 23, Parcels B-2, B-3, and B2-1. Proceeds of the sale are to be used to offset capital costs to construct the Harbormaster's Maintenance Facility at Saquatucket Harbor, and to act fully thereon. By request of the Board of Selectmen.

*Explanation: The Board of Selectmen anticipates a relocation of the Harbormaster's maintenance facility area from Bank Street to Saquatucket Harbor. Proceeds from the sale of this property will be used to offset construction costs of the new facility. The building and land will be used for private purposes.*

Article 33 - 203 Bank Street



## LEASE OF THE SAQUATUCKET LANDSIDE PROPERTY

ARTICLE 37: To see if the Town will vote to authorize the Board of Selectmen to lease on such terms and conditions as the Board of Selectmen deem in the best interests of the Town all or a portion of Saquatucket Harbor landside property and the so-called Downey property, as shown on a sketch plan entitled "Saquatucket Landside Improvements", for boat storage, passenger boat ticketing and retail/restaurant-related purposes, for a term not to exceed 10 years, including all extension and renewal options; said property having been acquired for general municipal purposes; and to act fully thereon. By request of the Harbormaster and Town Administrator

## PEG ACCESS AND CABLE RELATED FUND ACCEPTANCE

ARTICLE 38: To see if the Town will vote to accept General Laws Chapter 44, Section 53F<sup>3</sup>/<sub>4</sub>, which establishes a special revenue fund known as the PEG Access and Cable Related Fund, to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services and oversight and renewal of the cable franchise agreement, the fund to begin operation for fiscal year 2018, which begins on July 1, 2017, and to act fully thereon. By request of the Board of Selectmen.

## AMEND THE TOWN ZONING BY-LAWS TO INCLUDE NEW SECTION – "TEMPORARY MORATORIA"

ARTICLE 39: To see if the Town will vote to amend the Town's Zoning By-laws by adding the following new section:

XXII "TEMPORARY MORATORIUM ON THE SALE AND DISTRIBUTION OF RECREATIONAL MARIJUANA", and further to amend the Table of Contents to add Article XXII. "Temporary Moratorium on the Sale and Distribution of Recreational Marijuana" and the ensuing parts as proposed herein.

### §325-134 Purpose

By vote at the State election on November 8, 2016, the voters of the Commonwealth approved a law regulating the cultivation, distribution, possession and use of marijuana for recreational purposes. The law took effect on December 15, 2016 and (as amended on December 30, 2016; Chapter 351 of the Acts of 2016) requires a Cannabis Control Commission to issue regulations regarding the licensing of commercial activities by March 15, 2018 and begin accepting applications for licenses on April 1, 2018.

Currently under the Zoning Bylaw, non-medical Marijuana Establishments (hereinafter a "Recreational Marijuana Establishment") as defined in G.L. c.94G, §1 are not a permitted use in the Town and any regulations promulgated by the State Cannabis Control Commission are expected to provide guidance to the Town in regulating Recreational Marijuana Establishments. Further, the Act establishes a provision that involves ballot action by the Town whereby the Town may, by ballot, determine whether it will prohibit Recreational Marijuana Establishments within the Town

The regulation of Recreational Marijuana Establishments and Marijuana Retailers raise novel and complex legal, planning, and public safety issues, and the Town needs time to study and consider the regulation of Recreational Marijuana Establishments and address such issues, as well as to address the potential impact of the State regulations on local zoning and to undertake a planning process to consider amending the Zoning Bylaw regarding regulation of Recreational Marijuana Establishments and other uses related to the regulation of recreational marijuana. The Town intends to adopt a temporary moratorium on the use of land and structures in the Town for Recreational Marijuana Establishments so as to allow the Town sufficient time to engage in a planning process to address the effects of such structures and uses in the Town and to adopt provisions of the Zoning Bylaw in a manner consistent with sound land use planning goals and objectives.

#### §325-135 Definitions

"Manufacture", to compound, blend, extract, infuse or otherwise make or prepare a marijuana product.

"Marijuana accessories", equipment, products, devices or materials of any kind that are intended or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, ingesting, inhaling or otherwise introducing marijuana into the human body.

"Marijuana cultivator", an entity licensed to cultivate, process and package marijuana, to deliver marijuana to marijuana establishments and to transfer marijuana to other marijuana establishments, but not to consumers,

"Marijuana establishment", a marijuana cultivator, marijuana testing facility, marijuana product manufacturer, marijuana retailer or any other type of licensed marijuana-related business.

"Marijuana product manufacturer", an entity licensed to obtain, manufacture, process and package marijuana and marijuana products, to deliver marijuana and marijuana products to marijuana establishments and to transfer marijuana and marijuana products to other marijuana establishments, but not to consumers.

"Marijuana products", products that have been manufactured and contain marijuana or an extract from marijuana, including concentrated forms of marijuana and products composed of marijuana and other ingredients that are intended for use or consumption, including edible products, beverages, topical products, ointments, oils and tinctures.

"Marijuana testing facility", an entity licensed to test marijuana and marijuana products, including certification for potency and the presence of contaminants.

"Marijuana retailer", an entity licensed to purchase and deliver marijuana and marijuana products from marijuana establishments and to deliver, sell or otherwise transfer marijuana and marijuana products to marijuana establishments and to consumers.

#### §325-136 Temporary Moratorium.



For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for Recreational Marijuana Establishments. The moratorium shall be in effect through June 30, 2018. During the moratorium period, the Town shall undertake a planning process to address the potential impacts of recreational marijuana in the Town, consider the Cannabis Control Commission's regulations regarding Recreational Marijuana Establishments and related uses, determine whether the town shall, by ballot measure, restrict any, or all Recreational Marijuana Establishments and shall consider adopting new provisions of the Zoning Bylaw to address the impact and operation of Recreational Marijuana Establishments and related uses,

§325-137 Severability. The provisions of this by-law are severable. If any provision, paragraph, sentence, or clause of this By-law or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this bylaw."

And to act fully thereon. By request of the Board of Selectmen

#### VARIOUS AMENDMENTS TO THE HARWICH HOME RULE CHARTER

ARTICLE 40: To see if the Town will vote to propose the following amendments to the Harwich Home Rule Charter, to be approved by the voters at the next annual Town election as follows (Deletions shown in strike through and new text shown as underlined):

**1. Amend Chapter 3 subsection 3-7-3, Prohibitions, as follows:**

Members of the board of selectmen shall be eligible to serve, ~~to the extent permitted by law, as ex officio members of~~ as liaisons to appointed and elected town agencies. A liaison for any elected town agency or committee shall be appointed by a majority vote of the entire board of selectmen and shall be for the sole purpose of efficient communication between the board of selectmen and the affected appointed and/or elected town agency.

**2. Amend Chapter 3 subsection 3-6-1, Powers of Appointment, as follows:**

3-6-1 Except as may otherwise be provided by General Laws, this charter, or the personnel by-law, the board of selectmen shall have the power to appoint and remove: a) a town administrator as provided in chapter 4; b) a town counsel; c) a ~~town accountant~~ a finance director; d) a police chief; e) a fire chief; f) 3 assessors for overlapping 3-year terms; g) 3 members of a board of registrars of voters for overlapping 3-year terms; h) election officers; and i) 1 or more constables.

**3. Amend Chapter 7 subsection 7-1-2, Advertising of Vacancies and Appointing Town Agencies, as follows:**

7-1-2 To further promote a maximum level of qualified, active, and interested citizen participation on appointed town agencies, the board of selectmen shall advertise all vacancies and impending appointments. This advertising shall

enumerate the vacancies that are to be filled and shall solicit the submission of a citizen activity record form from persons willing and able to serve. The advertisements shall be posted in a manner consistent with open meeting law postings (including on the Town's web site) and may be published in a newspaper of general circulation in the town. and shall be made once a week for a minimum of two weeks after the vacancy arises Vacancies shall remain posted/advertised a minimum of two weeks prior to an appointment by the board of selectmen.

**4. Amend Chapter 7 subsection 7-2-2, General Provisions, as follows:**

7-2-2 All town agencies ~~of the town~~ shall; a) organize annually at the first meeting after the beginning of the town's fiscal year (July 1 - June 30); b) elect ~~necessary officers~~ a chair, a vice-chair and a clerk; c) adopt rules of procedure and voting; d) maintain minutes and records of attendance, copies of which shall be a public record and regularly filed with the town clerk; and e) nominate prospective employees of their choice, who shall be considered for appointment by the town administrator, as provided in clause 4-4-2.

**5. Amend Chapter 7 subsection 7-4-1, Board of Health, as follows:**

7-4-1 A board of health of up to five members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's bylaws for 3-year overlapping terms. One member, at least, shall be a doctor of medicine, or a person with significant experience in public health.

**6. Amend Chapter 7 subsection 7-5-1, Planning Board, as follows:**

7-5-1 A planning board of ~~9 members and 2 alternate members~~ not less than 5 nor more than 9 members and 2 alternate members shall be appointed by the board of selectmen for 3-year overlapping terms in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws.

**Amend Chapter 7 subsection 7-6-1, Board of Assessors, as follows:**

7-6-1 A board of assessors ~~of 3 members~~ consisting of one, three, five, seven, or nine members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms. One member, at least, shall be professionally qualified for the duties of the office.

**7. Amend Chapter 7 subsection 7-7-1, Conservation Commission, as follows:**

7-7-1 A conservation commission of ~~7 members and 2 alternate members~~ not less than 3 nor more than 7 members and 2 alternate members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**8. Amend Chapter 7 subsection 7-8-1, Council on Aging, as follows:**

7-8-1 A council on aging of ~~9~~ members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**9. Amend Chapter 7 subsection 7-9-1, Historic District and Historical Commission, as follows:**

7-8-1 A historic district and historical commission consisting of not less than 3 nor more than 7 members and 5 alternates shall be appointed by the board of selectmen by the Board of Selectmen in accordance with the provisions of this charter and the General Laws as outlined in Article V of the By-laws in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**10. Amend Chapter 7 subsection 7-10-1, Recreation and Youth Commission, as follows:**

7-10-1 A recreation and youth commission of ~~7~~ members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**11. Amend Chapter 7 subsection 7-11-1, Cultural Council, as follows:**

A cultural council of ~~5~~ members not less than 5 members nor more than 22 members shall be appointed by the board of selectmen for 3-year overlapping terms in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws in accordance with the General Laws of the Commonwealth of Massachusetts. Members shall not be eligible to serve more than 2 consecutive terms.

**12. Amend Chapter 7 subsection 7-12-1, Zoning Board of Appeals, as follows:**

A zoning board of appeals of ~~5 members and 5 associate members~~ not less than 3 members nor more than 5 members and 5 associate members shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**13. Amend Chapter 7 section 7-13, Golf Committee, as follows:**

7-13-1 A golf committee of ~~7 members~~ shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

7-13-2 The committee shall ~~have full power and responsibility for~~ recommend governing policies relating to the maintenance and operation of the municipal golf course for consideration by the board of selectmen.

**14. Amend Chapter 7 subsection 7-14-1, Waterways committee, as follows:**

7-14-1 waterways committee of ~~7 members and 2 alternate members~~ shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms and shall be advisory to that board.

**15. Amend Chapter 7 subsection 7-15-1, Cemetery Commission, as follows:**

A cemetery commission of ~~3 members~~ shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms.

**16. Amend Chapter 7 subsection 7-16-1, By-law/Charter Review Committee, as follows:**

A by-law/Charter Review Committee of ~~5 members~~ shall be appointed by the board of selectmen in such numbers as outlined in chapter 7, Article III, Boards and Committees, of the Town's by-laws for 3-year overlapping terms. The committee shall regularly review the by-laws of the town and submit proposed revisions to the town meeting at least once every 5 years. In addition, the committee shall regularly review the charter and submit proposed amendments to it to the board of selectmen under section 2 of chapter 10 of this charter.

**DEFRAY THE EXPENSES OF THE CHASE LIBRARY AND HARWICH PORT LIBRARY**

**ARTICLE 41:** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$20,000 to help defray the expenses of the Chase Library and the Harwich Port Library; said funds to be expended under the direction of the Chase Library and Harwich Port Library Trustees, and to act fully thereon. By Petition. Estimated cost: \$20,000.

*Explanation: Chase Library and Harwich Port Library are free, publicly supported libraries. Town funds have been appropriated either through the general budget or by*

articles since 1911 (Chase) and 1926 (Harwich Port). These funds are essential for continued operation and for the customary State reimbursements.

### PROMOTE THE TOWN OF HARWICH

ARTICLE 42: To see if the Town will vote to: raise and appropriate and/or transfer from available funds a sufficient sum of money for the Harwich Chamber of Commerce to promote the Town and its businesses and to advance economic development initiatives for and with the Town of Harwich. Said monies to be used to manage and fulfill year-round visitor/resident/business information services, to promote and market the Town, to generate and initiate materials and activities that encourage the establishment, growth and sustainability of businesses in Harwich, and to implement economic development objectives and activities in partnership with the Town, and to act fully thereon. By petition. Estimated cost: \$35,000

Explanation: For more than 58 years, Harwich Chamber of Commerce (HCC) has worked in the best interest of Harwich and for the people living in, working in and visiting the Town of Harwich. Since 1995, the citizens of Harwich, through the annual Town Meeting, have voted to fund warrant articles submitted by the Harwich Chamber of Commerce in support of its work promoting the community, providing needed informational services, and developing and advancing economic sustainability and development strategies. We are again requesting the Town's support for the Chamber's efforts in:

- (a) providing year-round informational services to visitors, residents, second homeowners, and businesses (over 74,000 visits to our Information Center in 2016)
- (b) promoting the Town of Harwich and its new brand: The Warm Side of the Cape, thereby bringing much needed income into the community.
- (c) Support of the Chamber's efforts, in partnership with the Town of Harwich, to develop and implement economic development initiatives to benefit the Town as defined by objectives in the Town's Local Comprehensive Plan.

**(a) Year-Round Information Services:** Harwich's Information Center is open 52 weeks a year. Combining this valuable resource with the Chamber's internet/website portals, as well as telephone and mail inquiries, Harwich Chamber annually provides more than 320,000 instances of contact with visitors, seasonal and year-round homeowners and residents, organizations and businesses. These connections offer the opportunity to market and promote the Town utilizing our new brand "The Warm Side of the Cape." By being available to meet the needs of our "customers" we are able to encourage patronage of our local amenities and businesses and to connect individuals and businesses with the appropriate Town offices and officials 12 months a year in a friendly, warm and upbeat fashion.

**(b) Promoting the Town of Harwich:** The Harwich Chamber continues to be the lead force in promoting the Town of Harwich. By utilizing a multi-faceted approach, HCC strives to position Harwich as a premier destination for local, regional, national and international individuals and families. The marketing strategies are aimed at encouraging residents, second homeowners (current and potential), and visitors to avail themselves of

*Harwich's recreational amenities, as well as for shopping, dining, vacations, day trips, events and festivals. The plan, which positions Harwich as a desired vacation destination and an outstanding place in which to live and work, includes:*

- 1. The Harwich Magazine, the Town's primary comprehensive printed and online resource for attracting tourists and visitors to Harwich, and for our residents, second home-owners and businesses.*
- 2. The HCC website's robust content complements the Magazine and links to a wide range of Town resources.*
- 3. Ancillary printed and on-line pieces, including specialized maps (cranberry bogs, lodging locator, dining locator, beaches, bike trail) that target market segments and interests.*
- 4. Media placements in local, regional and national publications.*
- 5. Online targeted ads geared towards establishing new residents, building our workforce and bringing in tax revenues for the town.*

*Special events and festivals are about more than attracting people to town to enjoyable experiences. They are about defining key elements of Harwich's brand and about parlaying those assets into support for our businesses, non-profit organizations, and the community. For example, Fall for Harwich provided the umbrella under which thousands of people were invited to participate in a robust array of more than 30 events, including the half-marathon road race, music festival, bog walks, concerts, teas, arts & crafts, our first sidewalk sale and more. Fall for Harwich and Christmas in Harwich also provide opportunities for our local non-profits to raise badly needed funds and increase their visibility. In addition, the Chamber continues to actively engage in creating and implementing new events as well as expanding existing events. In 2016, the Chamber coordinated eight Port Summer Night Musical Strolls in Harwich Port, several musical concerts that combined opportunities with restaurants to increase meals off season with a night out and a show. We look forward to continue to expand these offerings in 2017.*

***Economic Development:*** *HCC will continue to collaborate with the Town on economic development strategies and initiatives. Over this past year, HCC has worked tirelessly on behalf of the Town and its businesses and continues to do so. HCC has advocated for a strengthened technology infrastructure and better health insurance rates for small businesses. The Chamber has also provided training, counsel and support to dozens of small businesses struggling to survive in the current economic climate, and has met with several individuals considering locating their business in Harwich.*

*HCC continues to strengthen its collaboration with other local chambers of commerce through the Local Cape Chambers Collaborative (LC3) and the Lower Cape Chambers group. Among the many activities currently underway are:*

- With LC3: meeting with the Economic Development Council on regional economic development priorities, identified by local chambers in consultation with town officials*
- With LC3: continued advocacy on transportation issues, including real time information, bridge issues, issues relating to drug use, attracting more traffic to the Regional Airport and more.*
- With Lower Cape Chambers: hosting the Annual Lower Cape Home & Garden Expo this year again to be held at the Cape Cod Tech, trainings (WISP and Roundtable Workshops), inter-*

- chamber networking (giving greater business-to-business opportunities)*
  - *Parking and Connectivity: Explore opportunities for remote parking lots and transit service for harbors, beaches and other sites with high seasonal demand*
- The Chamber is honored to partner with the Town on building a better community, but the Chamber relies on the Town's support to help achieve its goals. Without this support, the Chamber's marketing activities will be significantly reduced. We appreciate the past support of the Town of Harwich and request funding for these important, revenue-generating initiatives. Thank you for your consideration.*

SUPPLEMENT ANNUAL ALLOCATION OF MASS CULTURAL COUNCIL FOR LOCAL CULTURAL COUNCIL GRANTS

ARTICLE 43: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money to supplement the Massachusetts Cultural Council annual allocation for grant awards to artists, performers and interpretive scientists who bring events to local venues which enhance the cultural experience of Harwich citizens of all ages, and to act fully thereon. By request of the Harwich Cultural Council. Estimated Cost: \$3000

REFRAIN FROM ENFORCING FEDERAL IMMIGRATION LAWS

ARTICLE 44: To see if the Town will vote to request the Selectmen to authorize Town officials to refrain from using town funds and other resources to enforce federal immigration laws, in keeping with current practices, unless presented with a criminal warrant or other evidence of probable cause as required by the Fourth Amendment of the United States Constitution; and, to see if the Town will vote to request the Harwich Board of Selectmen to protect the civil liberties and human rights of all Harwich residents and visitors regardless of race, ethnicity, religion, ability, sexual and gender identity, national origin, or citizenship and immigration status, and to act fully thereon. By Petition.

*Explanation: This Article seeks to reaffirm the Town's commitment to the values of freedom, justice and equality for all Harwich residents and visitors to lead lives of peace and dignity free from fear, harassment and violence.*

PROHIBIT THE DEMOLITION OF THE WEST HARWICH SCHOOL

ARTICLE 45: To see if the Town will vote to protect the historic and cultural resource of the town owned West Harwich Schoolhouse by prohibiting demolition and/or dismantling and/or moving of the building to another part of town, to any other town or to any other state, and to act fully thereon. By Petition.

*Explanation: The West Harwich Schoolhouse was built in 1871 and has been used for many purposes including a Veteran's Affairs office and a Youth Recreation center. It is a well built and highly adaptable building. As Captains' Row evolves into a walkable and vibrant neighborhood accenting our collective heritage and with plans for an improved Rt. 28 with design enhancements including lamp posts or benches or a pocket park and gently*

*sidewalks the use of the schoolhouse could be invaluable. With 7 villages of Harwich each with its own distinct character, for the West Harwich village the civic building of the quintessential schoolhouse is our historic resource that should not be destroyed or taken from us. The building needs to be rehabilitated at its original site and the wishes of the community respected. There is easy access from Rt. 28 and plenty of parking. Because the schoolhouse lies in close proximity to the Historic Baptist Cemetery, the Bike Trail, Bells Neck Conservation land, Home of the Harwich Junior Theater, and the Herring River it holds the potential for multiple community oriented uses*

#### PURCHASE AND INSTALL HISTORCALLY ACCURATE WINDOWS IN THE WEST HARWICH SCHOOLHOUSE

ARTICLE 46: To see if the Town will vote to direct town administration to complete the wishes of the voters as expressed at the 2007 town meeting to use the existing C P C funding to purchase and install historically accurate windows in the West Harwich Schoolhouse, and to act fully thereon. By Petition

*Explanation: At the 2007 town meeting actions under article 42 voted in the affirmative to fund a CPC article dedicating \$84,000 for installation of historically appropriate windows in the Sisson Road Recreation building and the West Harwich schoolhouse. The Sisson Road building received its windows but the West Harwich Schoolhouse windows were never installed and \$32,000 remains to complete the project. Enacting only part of the vote that was approved by town meeting and not completing the other part is a precedent that should not be tolerated. Essentially this undermines the power of town meeting and the vote. The town has the responsibility to enact what the voters approved in town meeting and a yes vote on this article assures that the citizens' vote is honored. The town has already invested \$28,000 appropriated in 2008 for repair of the foundation on this building. This continues the process that has already been started.*

#### USE OF THE HARWICH MIDDLE SCHOOL FOR TOWN OWNED HOUSING

ARTICLE 47: To see if the Town will vote to raise and appropriate, transfer from available funds, free cash flow or borrow a sufficient sum of money to fund architectural and engineering plans to retain the Harwich Middle school for development as a town owned affordable and/or senior housing facility managed either internally or by an outside agency, and to act fully thereon. The appropriation authorized by this vote shall not take effect until the town is exempt from the limitation on the total taxes imposed by M.G.L. Chapter 59, Section 21C (proposition 2 ½ ) the amounts required to pay the principal and any interest on any borrowing authorized under this article and further authorize the board of selectmen to accept any State, Federal or private grant monies for this purpose. By Petition. Estimated cost: \$65,000

*Explanation: With the formation of the Monomoy Regional School District the Harwich Middle School became an unwanted and unused building which was transferred to the Town of Harwich. At least two Board of Selectmen Repurpose Committees have struggled with the future of this facility. On May 17, 2016 a non-binding ballot question with four specific options attempted to provide a clear direction for the future use of this property. Option #3 received the most votes. This option called for the sale of the property to an*



*outside developer for affordable or senior housing purposes. The Board of Selectmen has chosen to ignore the results of the question and seeks to rent space for non-profit activities. The recently updated Harwich Housing Plan identifies the need for 277 additional affordable housing units in the Town of Harwich to bring the town in line with the State of MA goal of 10% affordable housing stock in each community. Multi-unit affordable housing developments are typically undertaken by private developers under a process known as "40B ". The process circumvents local zoning and often results in the town having little or no say as to who gets to reside in these affordable housing units. The affected communities and neighborhoods often resist such developments due to the loss of local control and "not in my backyard" objections*

*In Harwich we have a real and urgent need for affordable housing for seniors, veterans, work force, individuals and small families. Many of our recently graduated college professionals are burdened with student debt and need an affordable housing solution to begin their careers here in Harwich*

*This article seeks to evaluate the potential and associated renovation / operating costs associated with a Town owned conversion of the Middle School to affordable housing units. As taxpayers we would invest in the conversion and utilize the existing Harwich Housing Authority to manage the ongoing operation of this facility*

*By funding, owning and operating this affordable housing complex we will be better able to set the rules and provide occupancy preferences based upon connections to the Town of Harwich. This is an important opportunity for us to stand up for our seniors, veterans, work force, individuals and small families while making a very significant addition to our affordable housing stock*

*By funding the conversion study the consultant will develop floor plans to identify the number and size of individual housing units as well as defining the features of common areas and site features. Most importantly the costs of converting and operating the facility will be estimated and identified.*

*Based upon the successful outcome of the study an article and associated ballot question will be provided for inclusion in the 2018 Annual Town Meeting for the Town to decide if it wants to support this project.*

#### MEMORIAL TREE AND LANDSCAPING FUND FOR CEMETERY DEPARTMENT

ARTICLE 48: To see if the Town will vote to raise and appropriate a sufficient sum of money to fund the Memorial Tree and Landscape Fund, a program to plant at any of the Town owned Cemeteries in Harwich, and to act fully thereon. By request of the Cemetery Commission. Estimated cost: \$30,000.00.

DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION

ARTICLE 49: To see if the Town will vote to authorize revolving funds for certain town departments under M.G.L. Ch. 44, § 53E ½ for the Fiscal Year beginning July 1, 2018; and to act fully thereon. By request of the Board of Selectmen

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY 18 Spending Limit</u>	<u>Disposition of FY17 Fund balance</u>
Golf	Director, Golf Committee & ATA	Golf Lessons and Pro Shop Sales	Pro Shop expenses, clubhouse and kitchen maintenance, modernization, and lessons instructor	\$250,000	Available for expenditure
Golf Infrastructure fund	Director, Golf Committee	New surcharge on all green fees and cart fees	CVGC Infrastructure including Club House facilities, maintenance facilities	\$50,000	
Council on Aging	Director & Council on Aging	Fees from health, recreation, nutrition and education programs	Health, recreation, nutrition and education programs	\$125,000	Available for expenditure
Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance of town cemeteries	\$70,000	Available for expenditure
Community Center	Director & Facilities Committee	Fees from use of the weight room	Weight Room Equipment (and repair)	\$50,000	Available for expenditure
Recreation	Director & Rec & Youth Commission	Fees from recreation and youth programs	Recreation and youth programs	\$120,000	Available for expenditure
Albro House	Town Planner & Historic District/Hist. Commission	Fees from receipts of lease or fees for short term rooms use and rental	Restorations, maintenance, care and support of town-owned property	\$10,000	Available for expenditure
ADA	Town Administrator	Receipts of parking penalty fees	Interpreter services or accommodations required under ADA	\$2,500	Available for expenditure
Wetlands	Conservation Commission	Notice of Intent filing fees	Consultants and wetland and buffer zone management and restoration projects	\$6,000	Available for expenditure

ESTABLISH ANNUAL REVOLVING FUND FOR THE CARE AND MAINTENANCE  
OF THE FORMER HARWICH MIDDLE SCHOOL

ARTICLE 50: To see if the Town will vote to authorize the creation and establishment of a revolving fund as authorized under M.G.L. Ch. 44, § 53E ½ for the Community Center Director and Facilities Manager, for the purpose of funding continuing period appropriate restorations, maintenance, care, and support of town-owned property, not to exceed \$100,000 annually with funds generated from receipt of lease or fees collected for short term, year-round, temporary or otherwise, room(s) use and rental, and to act fully thereon. By request of the Community Center Director and Town Administrator.

ESTABLISH ANNUAL SIDEWALK REVOLVING FUND

ARTICLE 51: To see if the Town will vote to establish a revolving fund, effective FY 2018 under M.G.L. Chapter 44, Section 53E ½ for the purpose of accepting monies generated from receipts paid to the Town in lieu of sidewalks required to be installed in new subdivisions, credited to the revolving fund, expenditures for sidewalk improvements including consulting services and construction approved by the Town Planner and the Planning Board in an amount not to exceed fifty thousand dollars (\$50,000), and to act fully thereon. By request of the Planning Board.

*Explanation: While this Revolving Fund was properly established under M.G.L., Chapter 44, Section 53E ½ at the May 2004 Special Town Meeting, Article 9, it has not been reauthorized annually by Town Meeting as required by the statute. This article is intended to correct this oversight.*

ESTABLISH A DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION BY-  
LAW

ARTICLE 52: To see if the Town will vote to establish a new by-law to be added to the Code of the Town of Harwich under a new Chapter 8, section 1 entitled “Departmental Revolving Fund Authorization”, and to act fully thereon. By request of the Board of Selectmen.

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>
Golf	Director, Golf Committee & ATA	Golf Lessons and Pro Shop Sales	Pro Shop expenses, clubhouse and kitchen maintenance, modernization, and lessons instructor
Golf Infrastructure fund	Director, Golf Committee	New surcharge on all green fees and cart fees	CVGC Infrastructure including Club House facilities, maintenance facilities
Council on Aging	Director & Council on Aging	Fees from health, recreation, nutrition and education programs	Health, recreation, nutrition and education programs

Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance of town cemeteries
Community Center	Director & Facilities Committee	Fees from use of the weight room	Weight Room Equipment (and repair)
Recreation	Director & Rec & Youth Commission	Fees from recreation and youth programs	Recreation and youth programs
Albro House	Town Planner & Historic District/Hist. Commission	Fees from receipts of lease or fees for short term rooms use and rental	Restorations, maintenance, care and support of town-owned property
ADA	Town Administrator	Receipts of parking penalty fees	Interpreter services or accommodations required under ADA
Wetlands	Conservation Commission	Notice of Intent filing fees	Consultants and wetland and buffer zone management and restoration projects

STABILIZATION FUND

ARTICLE 53: To see if the Town will vote to raise and appropriate or transfer from surplus revenue or available funds a sufficient sum of money to be added to the Stabilization Fund, and act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$100,000

OPEB TRUST FUND

ARTICLE 54: To see if the Town will vote to raise and appropriate or transfer from surplus revenue or available funds a sufficient sum of money to be added to the OPEB Trust Fund, and act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$100,000.

FUND PRIOR YEAR'S UNPAID BILLS

ARTICLE 55: To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to pay unpaid bills of prior years as provided for in M.G.L. Ch. 44, Section 64, and to act fully thereon. By request of the Finance Director/Accountant. Estimated cost: \$2,877.87

Explanation:

*Planning - copier contract (Axion) un-invoiced bill – FY 16* ..... \$678.07  
*BBE Corporation – FY 16*..... \$225.00  
*Siemens Industry – FY 16*..... \$930.00  
*Police – T-Mobile – FY 16*..... \$700.00  
*Police – Moore Medical – FY 16*..... \$344.80  
\$2,877.87

## MUNICIPAL MODERNIZATION ACT – USES OF BOND PREMIUMS

ARTICLE 56: To see if the Town will vote to supplement each prior vote of the Town that authorizes the borrowing of money to pay costs of capital projects to provide that, in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied; and to act fully thereon. By request of the Board of Selectmen.

## COMPENSATING BALANCE AGREEMENT

ARTICLE 57: To see if the Town will vote to authorize its Treasurer to enter into a compensating balance agreement or agreements with banking institutions for Fiscal Year 2017 pursuant to Chapter 44, § 53F of the General Laws and to act fully thereon.  
Customary Article.

## LIABILITY TIDAL/NON-TIDAL RIVERS

ARTICLE 58: To see if the Town will assume the liability in the manner provided by § 29 of Chapter 91 of the General Laws as amended by Chapter 516 and 524, Acts of 1950, for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts, for improvement, development, maintenance and protection of tidal and non-tidal rivers, streams, harbors, tide waters, foreshore and shores along a public beach outside of Boston Harbor, including the Merrimack and Connecticut Rivers in accordance with § 11 of Chapter 91 of the General Laws and to authorize the Selectmen to execute and deliver a bond of indemnity to the Commonwealth and to act fully thereon.  
Customary Article.

## HERRING FISHERIES

ARTICLE 59: To see what action the Town will take in regard to the Herring Fisheries and to act fully thereon. Customary Article.