

Public Hearing
Harbor Committee and Planning Board
March 27, 2002, 6:00 PM

Harbor Committee Members Present: Rex McKinsey (Chair), Shelia LaMontange, Al Davis, Mel Cote, Bari Hassman.

Planning Board Members Present: Anne Howard (Chair), Ellen Battaglini, and Richard Olson

Excused Absence: Mindy Baranasky (Planning Board) is an abutter to the property under discussion.

The Public Hearing was called to order at 7:00 by Chair Anne Howard and Chair Rex McKinsey each of whom introduced members of their respective boards and committees.

Public Hearing

Article 62. Lay Out and Acceptance of Common Landing Over "Cart Road" between 145 and 147 Commercial Street.

To see if the Town will vote pursuant to MGL C.88 § 14 to accept the lay out of a common landing extending from Commercial Street to the Harbor, located between Nos. 145 and 147 Commercial Street over a strip of land shown as "Cart Road" on a plan dated January 3, 1983 by William N. Rogers, recorded in the Barnstable County Registry of Deeds at Book 369, Page 67, and on file in the Office of the Town Clerk; and further to see if the Town will vote to authorize the Board of Selectmen to acquire, if necessary, the fee interest or a lesser interest in said strip of land by gift, purchase or eminent domain for purposes of a common landing, and to appropriate therefore the sum of one dollar (\$1); or to take any other action relative thereto.

Stephan Nofield, Town Clerk spoke for the Article. He supplied handouts of drawings and letters to the board and committee members.

Evelyn Guadiano, a member of the public also spoke for the Article.

Lester Murphy, Attorney for the Condo Owners spoke against the Article.

Bob O'Malley, Condo owner and representative of the owners spoke against the Article.

Dana Faris, Town Assessor spoke in favor of the Article.

The Harbor Committee previously voted in favor of this Article.

The Planning Board moved to support the ATM Article 62 as written.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 3 **Nay:** 0

The Public Hearing portion was ended at 7:30 PM.

Meeting and Public Hearing Planning Board

The Planning Board Public Hearing was called to order at 7:30 PM by Anne Howard, Chair.

For the Town Meeting, the following members of the Board will present the Articles.

STM Articles 2-4	Richard Olson
ATM Articles 7-30	Anne Howard
ATM Articles 31-40	Ellen Battaglini
ATM Articles 47-55	Mindy Baransky
ATM Articles 70-71	Richard Olson

STM Article 1. Moved to support Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 3 **Nay:** 1
(Mindy Baransky)

STM Article 2. Moved to support item c) of Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

STM Article 12. Moved to support Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 4 **Nay:** 0

STM Article 13. Moved to support Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

STM Article 14. Moved to support Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

ATM Article 15. Moved to support Article.

Motion by: Mindy Baransky **Seconded by:** Richard Olson **Yea:** 4 **Nay:** 0

ATM Article 16. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 0 **Nay:** 4

ATM Article 17. Moved to support Article as amended.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 4 **Nay:** 0

ATM Article 19. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 0 **Nay:** 4

ATM Article 20. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 0 **Nay:** 4

ATM Article 21. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 0 **Nay:** 4

ATM Article 22. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 0 **Nay:** 4

ATM Article 23. Moved **not** to support Article.

ATM Article 41. Moved to support Article.

Motion by: Richard Olson **Seconded by:** Anne Howard **Yea:** 2 **Nay:** 0
Abstention: 1 (Mindy Baransky)

ATM Article 42. Moved to take no position on Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 0 **Nay:** 0
Abstention: 4

ATM Article 43. Moved **not** to support Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 0 **Nay:** 4

ATM Article 46. Moved to support Article as amended.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

ATM Article 60. Moved to take no position on Article.

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 0 **Nay:** 0
Abstention: 4

ATM Article 61. Moved to take no position on Article.

Motion by: Mindy Baransky **Seconded by:** Richard Olson **Yea:** 0 **Nay:** 0
Abstention: 4

ATM Article 62. Moved to support Article (see Joint Public Hearing above).

ATM Article 63. Moved to support Article.
(**Carol MacDonald** spoke in favor of this Article.)

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

ATM Article 64. Moved to take no position on Article.

Motion by: Richard Olson **Seconded by:** Ellen Battaglini **Yea:** 0 **Nay:** 0
Abstention: 4

ATM Article 71. Moved to support Article.
(**Warren Alexander** spoke in favor of this Article.)

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

ATM Article 72. Moved to support Article.
(**Richard Tosner** spoke in favor of this Article.)

Motion by: Richard Olson **Seconded by:** Mindy Baransky **Yea:** 4 **Nay:** 0

A motion was made to adjourn the meeting at 9:35 PM.

Motion by: Mindy Baransky **Seconded by:** Richard Olson **Yea:** 4 **Nay:** 0

Respectfully Submitted
Joel Glasser

Approved by: _____ on _____
Anne Howard, Chair