

# *Provincetown*

2006 ANNUAL TOWN REPORT

# In Memory of

**Molly Benjamin**  
Shellfish Committee  
Parking Study Committee  
Skiff Dock Advisory Committee

**Baiba Briedis**  
Personnel Board

**Isabel D'Entremont**  
School Department Secretary

**Mary Agnes Deschene**  
Assistant Town Clerk  
Assistant Town Accountant  
Outreach Home Visitation Coord.  
Council on Aging Bd of Directors

**Frank S. Henrique**  
Board of Fire Engineers

**Francis Grant Joseph**  
Seasonal Public Works Department  
Employee

**James Francis Meads, Sr.**  
Fire Chief  
Licensing Board  
School Committee  
Board of Fire Engineers  
Emerg. Med. Needs Study Com.

**Louise Elizabeth Pimental**  
Assistant Elections Registrar

**Margaret Roberts**  
Library Board of Trustees  
John Anderson Francis Family  
Scholarship Committee

**Doris Roda**  
School Department Secretary

**Katherine Rose Steele**  
Cape End Manor Nurse

**John Everett White**  
Building Committee  
Zoning Board of Appeals

**Arthur Williams**  
Seasonal Parking Dept Employee



**ANNUAL TOWN REPORT  
YEAR 2006  
TOWN OF PROVINCETOWN**

PROVINCETOWN, MASSACHUSETTS

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Annual Reports of the Officers of the Town of Provincetown,  
Massachusetts for the year ending December 31, 2006.  
Financial Reports for the fiscal year ending June 30, 2006.

**Cover:** Photographer Vince Guadazno captures a fiery sunset over Provincetown.

**Photo Credits:**

Vince Guadazno: page 11

Keith Bergman Photograph Collection: pages 13, 14

**Acknowledgements:**

Thanks to the Town Boards and Departments for submitting reports for inclusion in this year's Annual Town Report. Thanks as well to Edward Terrill for help with layout and design.

Compiled and Edited by  
Doug Johnstone, Town Clerk  
[www.provincetown-ma.gov](http://www.provincetown-ma.gov)

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## Directory of Town Official

### Elected Officials

*Elected by Voters*

#### Town Moderator

Mary-Jo Avellar 5/09

#### Board of Selectmen

Dr. Cheryl L. Andrews, Chair 5/07

Michele Couture 5/08

Sarah K. Peake 5/08

Richard B. Olson 5/07

David M. Nicolau 5/06

#### Board of Library Trustees

Carol Noyes 5/09

Paul Benatti 5/08

Edward Mick Rudd 5/08

Evelyn Kratz (Appointed) 5/07

Cathy Metzger 5/07

#### Charter Enforcement

##### Commission

Todd Wagar 5/09

John Braden 5/08

Jeanine Webb 5/08

Vacant 5/09

Vacant 5/07

#### Housing Authority

George Bryant 5/08

Harry Opsahl-Gee (Appointed) 5/07

Pam Parmakian (Appointed) 5/07

Molly Perdue (Appointed) 5/07

Nancy Jacobsen (State Appointed) 7/11

#### School Committee

Terese Nelson 5/09

Shannon Patrick 5/09

Peter Grosso 5/08

Debra Trovato 5/07

Burton Wolfman 5/07

### Appointed Officials

*Appointed by the Board of Selectmen*

#### Town Manager

Keith A. Bergman

#### Secretary to Bd of Selectmen

Vernon Porter

### Appointed Officials

*Appointed by the Town Manager*

#### Assistant Town Manager

Michelle Jarusiewicz (Acting)

#### Grant Administrator

Michelle Jarusiewicz

#### Information Systems Director

Beau Jackett

#### Tourism Director

Bill Schneider

#### Town Clerk

Douglas Johnstone

#### Town Counsel

Kopelman & Paige, P.C.

#### Town Mgr. Sec./Emp. Benefits Mgr.

Pamela Hudson

### Community Development

#### Building Commissioner

Douglas Taylor

#### Health Agent

Jane Evans

#### Health Inspector

Brian Carlson

**Licensing Agent**

Elizabeth Hartsgrove (Retired)  
Darlene Van Alstyne

**Permit Coordinator**

Maxine Notaro

**Human Services****Council on Aging/Public Health Dir.**

Valerie Carrano

**Library Director**

Debra A. DeJonker-Berry

**Recreation Director**

Dennis Clark (Retired)  
Tracy Trehwella

**Veterans Agent**

Earle Chaddock

**Municipal Finance****Town Accountant**

Alexandra Heilala

**Deputy Town Accountant**

Irene Silva

**Treasurer**

John Fitzgerald (Retired)  
Linda O'Brien

**Collector**

Barry Stephen

**Principal Assessor**

Paul Gavin

**Public Safety****Chief of Police**

Ted Meyer

**Police Staff Sergeant**

Warren Tobias

**Harbormaster/Pier Manager**

Rex McKinsey

**Parking Administrator**

Vacant

**Shellfish Constable**

Tony Jackett

**Public Works****Director of Public Works**

David Guertin

**DPW Deputy Director**

Sandra Turner

**Water Superintendent**

Vacant

**Appointed Town Boards**

*As of January 10, 2007*

*Appointed by the Board of Selectmen*

**Airport Commission**

Michael Leger	12/09
Steve Tait	12/09
Leonard Alberts	12/08
Joan Drysdale	12/08
Steven Page	12/07
Vacant Alt.	12/08

**Animal Welfare Committee**

Gabrielle Hanna	6/08
Stephen Milkowicz	6/07
Vacant	6/09
Vacant	6/08
Vacant	6/07

**Art Commission**

James Bakker	12/08
Anton Haunstrup	12/08
Stephen Borkowski	12/07
Georgia Cox	12/07
Peggy Prichett	12/07
Erna Partoll, Alt.	12/07

**Board of Assessors**

Patricia DeLuca	12/07
Pam Parmakian	12/07
Gregory Muse	12/09
Leslie Parsons	12/09
Paul Gavin	Indefinite
Vacant Alt.	12/09

**Beautification Committee**

Jennifer Crooks	12/09
Robin Evans	12/08
James Mack	12/08
Mary Ann Powers	12/08
Lou Ann Bowen	12/07
Cecelia Hall, Alt.	12/09

**Building Committee**

All Five Seats Vacant	12/09
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**Cable Advisory Commission**

Vacant	6/09
Two Vacant Seats	6/08
Vacant	6/07
Vacant Alt.	6/09

**Cape Cod National Seashore****General Management Plan Implementation Advisory Committee**

John Thomas	6/09
Paul Tasha	6/08
Kerry L. Adams	6/07
Barbara Prato	6/07
Vacant	6/09
Vacant Alt.	6/07

**Community Preservation Comm.**

Arturo Alon	8/07
Elaine Anderson	8/07
Mona Anderson	8/07
William Dougal	8/07
Austin Knight	8/07
Stephen Milkowicz	8/07
Molly Perdue	8/07
Vacant	8/07

**Council on Aging**

Florence Alexander	12/08
Paul Mendes	12/08
Geraldine Brennan	12/07
Ilene Charles	12/07
Gregory Howe	12/07
Karla Vogt, Alt.	12/09

**Cultural Council**

Dorothy Antczak	12/09
Cynthia Walker	12/09
Cherie Mittenthal	12/09
Patricia Ann DeLuca	12/08
Amy O'Hara	12/08
Michael Wright	12/08
Mary Alice Johnston	12/07
Pasquale Natale	12/07
Frank Vasello	12/07
Vacant	6/08
Vacant	12/07
Vacant	12/09

**Economic Development Council**

Stephen Melamed	6/09
Alix Ritchie	6/09
Gabrielle Hanna	6/08
Thanassi Kuliopulos	6/08
Henry Tuttle	6/08
William Dougal	6/07
Vacant	6/09
Astrid Berg, Alt.	6/09
William Dever, Alt.	6/09

**Harbor Committee**

Melville Cote	6/09
Martin Huey	6/09
Gerard Irmer	6/08
Philip Scholl	6/08
Vacant	6/08
Keith Amato, Alt.	6/06

**Board of Health**

John Livingstone	12/09
Ken Janson	12/08
Duane Gregory	4/07
Geraldine Anathan	12/07
Tom Gaudreau	12/08
Vacant, Alt.	12/09

**Historic District Commission**

Nathan Butera	12/09
Marcene Marcoux	12/09
Polly Burnell	12/08
John Dowd	12/08
Carol Neal	9/07
E. Clothier Tepper, Alt.	12/09
Vacant, Alt.	6/08

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<b>Human Services Committee</b>			<b>Provincetown Public Pier Corporation</b>		
David Goudreau	6/09	Kerry Adams	7/11		
Teri Nezbeth	6/09	George Hitchcock	7/10		
Diane Corbo	6/08	Anthony Phillip Tarvers	7/09		
Laurie deSousa	6/07	Lee Ash	7/08		
Robert Jackson	6/07	Leonard Clingham	7/07		
James Pipilas	6/07				
Vacant	6/08				
<b>John Anderson Francis Family Scholarship Committee</b>			<b>Recreation Commission</b>		
Olympia Ciliberto	12/09	David Mazochi	12/09		
Philip Gaudiano	12/09	Treg Kaeselau	12/08		
Gail Browne	12/07	Cassandra Benson	12/07		
Mary Ann Cabral	12/07	Susan Cook	12/07		
Bill Schneider	12/07	Jill Macara	12/07		
Eleanora Irving, Alt.	12/07	Bronwyn Malicoat, Alt.	12/09		
<b>Licensing Board</b>			<b>Recycling Committee</b>		
Todd Wagar	12/09	Anna Carter	12/09		
Cassandra Benson	12/08	Michael Leger	12/09		
John Foley	12/08	Elizabeth Patrick	12/09		
Liz Angelino	12/07	Two Vacant	12/09		
Nick Robertson	12/07				
Two Vacant, Alts.	12/08				
<b>Local Housing Partnership</b>			<b>Board of Registrars of Voters</b>		
Noah Taylor	6/09	Ronald Gamella	12/09		
Scott Campbell	6/08	Olive Ahmuty	12/08		
Arturo Alon	6/07	Bob McCandless	12/07		
Tim Hazel	6/07	Doug Johnstone	Indefinite		
Melissa Jones	6/07				
Bryan Green, Alt.	6/09				
<b>Open Space Committee</b>			<b>Shellfish Committee</b>		
Celine Gandolfo	5/08	Paul Tasha	12/09		
Stephen Milkewicz	5/08	John Baldwin	12/07		
Robin Evans	5/07	Melville Cote	12/07		
Dennis Minsky	5/07	Alex Brown	6/07		
Vacant	5/09	Richard Macara	12/07		
Vacant, Alt.	5/08	Vacant Alt.	12/07		
<b>Planning Board</b>			<b>Visitor Services Board</b>		
Joseph DeMartino	12/09	Mick Rudd	6/09		
Kevin Rich	12/09	Lynn Davies	6/08		
Ellen Battaglini	12/08	Michael Peregon	6/08		
Howard Burchman	12/07	Rita Schwartz	6/08		
Annie Howard	12/07	Peter Bez	6/07		
Vacant, Alt.	12/09	Kathleen Fitzgerald	6/07		
		Laurel Guadazno	6/07		
			<b>Water &amp; Sewer Board</b>		
			Austin Knight	12/09	
			Sacha Richter	12/09	
			Jonathan Sinaiko	12/09	
			George Haunstrup	12/08	
			Vacant	12/09	
			Vacant, Alt.	12/07	

**Zoning Board of Appeals**

Patrick Eeley	12/09
Elisabeth Verde	12/09
Lynne Davies	12/08
Peter Page	12/07
Vacant	12/09
Vacant	12/08
Vacant, Alt.	12/09
William Dever, Alt.	12/08
Robert Littlefield, Alt.	12/08
Keith Amato, Alt.	12/07

**Historical Commission**

Polly Burnell	12/08
Eric Dray	12/08
Austin Knight	12/08
Stephen Milkowicz	12/09
Taylor Polites	12/09
Charlene Priolo, Alt.	12/08
Vacant Alt.	12/09

**Appointed Town Boards***As of January 24, 2007**Appointed by the Town Manager***Cemetery Commission**

Two Vacant	12/09
Two Vacant	12/08
Vacant	12/07
Vacant, Alt.	12/07

**Conservation Commission**

Elaine Anderson	12/09
Dieter Groll	12/08
Lynne Martin	12/08
Dennis Minsky	12/08
Vacant	12/09
Paul Tasha, Alt.	12/08
Robin Evans, Alt.	12/07

**Disability Commission**

Terry Horwitz	12/09
Michelle DeMarco	12/09
Jo Ann DiOrio	12/08
Susan Miriam	12/08
Kenneth Russo	12/08
Doug Johnstone	12/07
Toni Schiff	12/07

**Board of Fire Engineers**

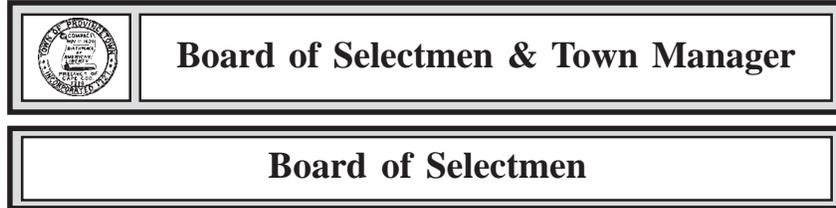
Warren Alexander	12/07
Gerard Menangas	12/07
James Roderick	12/07
Michael Trovato	12/07
Adam Wolf	12/07
Russell Zawaduk	12/07
Vacant	12/07

**Appointed Town Boards***As of January 10, 2007**Appointed by Town Moderator***Finance Committee**

Edward Gage	4/09
Ruth Gilbert	4/09
Robert Vetrick	4/09
Walt Winnowski	4/09
David Bedard	4/08
Thomas Coen	4/08
Thomas Thurston	4/08
Gary Delius	4/07
Virginia Ross	4/07
Alice Foley, Alt.	4/09
Frederic Biddle, Alt.	4/07

**Personnel Board**

Anna Carter	12/09
Sandra Fay	12/09
Andrew Aull	12/08
Lisa Westervelt	12/07
Vacant	12/07
Vacant Alt.	12/09



It is with pride in the work of Board of Selectmen that I submit this annual report, Calendar year 2006, to the people of Provincetown.

Without question, the highpoint of 2006 was the groundbreaking for the *Seashore Point Health Care Campus*, a project that our community, our staff and the Board of Selectmen has worked on for over 10 years. Much appreciation goes out to Dennis Anderson, for his many years of creative leadership; to the Cape End Manor Board of Directors, for their decades-long steadfastness; to the employees of our beloved Cape End Manor who have contributed their hearts and souls, and to Herb Taylor and the *New England Deaconess Association*, for showing confidence in our dream and making it a reality. Finally, thank you to our Town Manager Keith Bergman, who refused to take NO for an answer.

Of the 81 meetings held by the Board in 2006, 13 were additional, single topic meetings to continue Phase II planning of our Municipal Sewer. A surprise finding by the Massachusetts Department of Environmental Protection will allow an expansion of the sewer service area, without any additional disposal beds. The disposal beds have always been the greatest limitation to our sewer capacity. This finding presents all kinds of new opportunities, including a public Laundromat that we haven't had in over 15 years, affordable housing, economic development and for additional residential hook ups that we couldn't offer in Phase I. The large number of options is a great thing, but it has increased the complexity of the planning process and required many more meetings than we would have hoped for.

The fiscal news for 2006 was the Proposition 2½ override request that the Board brought to Special Town Meeting in April. It passed, and did survive at the ballot box. But it was an emotionally tumultuous and draining time for the Board. While other towns have needed overrides for years to balance their budgets, Provincetown has enjoyed significantly increased budgets, without that process. The condominium conversions of the last 15 years have brought many changes to our Town, some positive and others not so, but the increase in total property assessed value has been unmistakable, and the key to avoiding an override request. It just wasn't enough this year, and the Board decided it was time. We have taken less than conservative measures to avoid an override for many years. Examples? Spending the stabilization fund, spending all of our free cash,

keeping minimal reserves, and setting the tax rate late in the fiscal year. These are all choices which displease the Finance Committee and really displease the Massachusetts Department of Revenue.

With the end of our association with Cape End Manor and with enormous effort from our staff, the Board is pleased to report that the Town has submitted its annual financial filings to the State, on schedule, for the first time in recent history and will set the tax rate PRIOR to our Spring Town Meeting. Congratulations to Town Accountant Alexander Heilala and members of the Assessing and Finance Departments. Well done.

Increasing the number of affordable housing units in Town, especially year-round rentals, moved to the front burner this year for the selectmen. A regional Housing Summit was organized and held at the Provincetown Inn and housing specialist John Ryan was retained for consulting services and development of a comprehensive Housing Plan. Special Fall Town Meeting passed a new amendment to the zoning bylaw this year in an attempt to demand more affordable units during change of use, condominium conversions. The idea of instituting a real estate transfer tax is back on the table for discussion as well. The Planning Board is pursuing a Smart Growth initiative.

We were also pleased to receive a go-ahead from town meeting on the issue of Economic Development permits, with passage of a bylaw to “prime the bank” with 5000 gpd. The Board also brought the topic of Firehouse #2 back to town meeting and will pursue either rehabilitation or de-acquisition of this property in the near future.

Finally, the Board received news from Town Manager Keith Bergman that he had chosen to conclude his 16-year career here. Mr. Bergman led Provincetown into the new century, holding on to a government position that saw constant turnover before his arrival. His tenure included complete replacement of our municipal pier; closure of the old septage lagoons and construction of a modern sewer system; closure of the landfill and construction of the solid waste transfer station, rehabilitation of the former Heritage Museum into our new Public Library, and as mentioned, the transfer of ownership of our Town Nursing Home to a private, not-for-profit entity. His personality is larger than life, and choosing his successor has been job one for this Board of Selectmen. We formed a Search Committee during the summer and hired Thomas Groux Associates to aide in the search process. We anticipate a selection within the next few months. These are some of the challenges facing the Board of Selectmen as we enter 2007.

On the 2006 political front, the board again named Cheryl L. Andrews as Chairman and Sarah K. Peake as Vice Chairman. Board attendance was Michele Couture 81, Sarah Peake and David Nicolau 75, Cheryl Andrews 74 and Richard Olson 71.

Thanks again to all our staff and department leaders that work so hard to keep Provincetown a safe, fun and healthy place to live, visit and work. Special thanks to our secretary Vernon Porter and the Town Manager's secretary Pam Hudson for bringing a high level of professionalism, courtesy and humor to all that we do. And finally, to our friend and Town Manager Keith A. Bergman, we bid adieu and farewell and best of luck in your future journeys.

*Respectfully submitted for the Board of Selectmen,*

**Dr. Cheryl L. Andrews**

Chair



*Board of Selectmen, (from left to right.): Sarah Peake; Michele Couture; David Nicolau; Dr. Cheryl L. Andrews, Chair; Richard Olson*

## Town Manager

I am pleased to submit this annual report as Town Manager of the Town of Provincetown. It has been an honor and a privilege to serve as Provincetown's Town Manager for the past seventeen years.

In the past decade-and-a-half, our community has become a recognized innovator in addressing many of the issues we face, including affordable housing (for which we received a municipal leadership award from the Citizens Housing and Planning Association in 2005), our "opt-in" "growth neutral" sewer system (a Massachusetts Municipal Association innovation award in 2003), and our Community-Oriented Policing Plan to Overcome Hate Incidents (a 1993 MMA award, a 1995 public safety program excellence award from the International City Management Association, and an invitation to President Bill Clinton's 1997 White House Conference on Hate Crimes).

We successfully transitioned the beloved Town-owned Cape End Manor Nursing Home to an abundant new life as the New England Deaconess Association's \$20-million Seashore Point facility. Ownership of the nursing home business was

transferred from the Town to Deaconess on July 1, 2006. The ceremonial groundbreaking for Seashore Point's Phase One occurred on October 27, 2006. The land transfer was finalized on December 18, 2006, including the all-important land exchange with the Bishop of Fall River. Our thanks to New England Deaconess, Bishop of Fall River George Coleman, the Cape End Manor's board of directors and employees, and the Provincetown community for making our decade-long dream of an expanded health care campus come true.

Affordable housing has been a top policy priority over the last decade. Beginning in 1997, dozens of affordable housing permits have been issued through the Town's growth management zoning by-law. Provincetown uniquely offers a property tax exemption for affordable year-round rental units. We were the first community in the Commonwealth to earmark 80% of its Community Preservation Act fund for affordable housing. In 2006, important policy strides were made with housing summits convened in September and December—with some 150 participants—yielding a Housing Action Plan adopted by the Board of Selectmen as policy in early 2007.

Since 1990, we have reached important agreements with Cape Cod National Seashore on such issues as solid waste, transportation, and water. We consummated a land exchange to obtain ownership of the transfer station site in 1999 by an Act of Congress. With the Seashore, we jointly launched Cape Cod's most successful summer shuttle, which was expanded in 2006 to year-round service. We secured use of the former North Truro Air Force Base wells as an emergency back-up source for our drinking water, as we commit to site a redundant well source through negotiations with the Town of Truro.

Since 1990, Provincetown has completed some fifty-million-dollars' worth of infrastructure improvements, including a new central fire station on Shankpainter Road, the \$4-million public library at the former Heritage Museum (\$1.9-million state grant), the \$18-million reconstruction of MacMillan Pier (\$14.2-million in state and federal grants), \$5.5-million in federal grant-funded improvements to the water system, and the construction of an \$18-million sewer system (with \$16.5-million in 0% interest loans from the state).

With an eye to the future, over 400 voters at Provincetown's November 13, 2006 Special Town Meeting overwhelmingly voted to endorse the U.S. Mayors Climate Protection Agreement, becoming the first community on Cape Cod to join the ranks of some 400 environmentally-conscious communities across the country. By endorsing the Agreement, communities commit to strive to meet or beat the greenhouse gas emission targets in the Kyoto Protocol in their own communities to combat global warming. As a practical first step toward energy independence, Town Meeting also approved a Declaration of Support for the Cape Cod

Renewable Fuels Partnership, a group which was personally convened by Congressman Bill Delahunt in May 2006, to bring together local governments, Cape Cod National Seashore, Barnstable County, fuel suppliers, local entrepreneurs, and other interested parties, to craft a plan to attract markets for renewable fuels and alternative energies to Cape Cod. While this unprecedented climate crisis is real, it provides our generation with unprecedented opportunities—if we have the political will to answer the call and do something about it. And in Provincetown, political will is a renewable resource.

### **The Climate Project**

I was fortunate enough to be chosen as one of the first fifty individuals in the nation to be trained by former Vice President Al Gore and his non-profit, The Climate Project, to go out and give the slide show on global warming featured in *An Inconvenient Truth*. The inaugural training program was conducted in Tennessee from September 24-26, 2006. Trainees have all volunteered to give the slide show at least ten times in the next year, to educate Americans about the climate crisis and what can be done to solve it. I returned to Nashville the week of January 1, 2007 accepting an invitation to work with Al Gore and The Climate Project as a “mentor” for a new class of 200 trainees; and am continuing to do some volunteer coordinating of TCP activities in the Northeast.



*Town Manager Keith Bergman (top row, fourth from left),  
September 25, 2006, Gore Farm, Carthage, Tennessee.*

“On a spectacular fall morning in Carthage, Tennessee, fifty fresh recruits in the fight against global warming stood on the banks of the Caney Fork River, the opening shot in the film, *An Inconvenient Truth*, no less. Former Vice President Al Gore shared with the fifty of us the very spot where his lasting link with the

environment was formed: the family farm of his boyhood summers. He called us The Cavalry, and we had answered the call from across the country for three days of intensive training by The Climate Project—a non-partisan non-profit in Nashville which will train a thousand global warming messengers. We were the first fifty. Our mission is to spread the message of global warming and what we can do about it, while swelling the ranks of those answering the call into a veritable Force of Nature. Nashville has always been a center of my universe. I had attended college there in the seventies, and have returned often since; but this particular trip back was a transcendental experience. As the site for all of The Climate Project’s planned training sessions in this country, Nashville may yet replace another Southern city as the ubiquitous short-hand for Island Earth. Someday, instead of ‘Houston- we have a problem’ the phrase may be ‘Nashville- we have a solution.’”

This is my last report as Provincetown’s Town Manager, having held this position from 1990 to 2007. But no one holds this job for life; and if the average tenure of my eleven predecessors from 1954 to 1989 was just three years, then I have held this job for several lifetimes. And I am grateful for this opportunity of such long service. There are many people to thank—the members of the Board of Selectmen, past and present; our hard-working and dedicated town employees and volunteers; and the people of Provincetown whom it is our collective privilege to serve. Thanks to Pam Hudson and Vernon Porter for taking such good care of all of us. Let me express my special thanks to Michelle Jarusiewicz, who was Acting Town Manager and Assistant to the Town Manager when I arrived in 1990, and—with several adjustments in title and duties over the years—is Acting Assistant Town Manager as I depart. The Town is in good hands.

God bless Provincetown.  
*Respectfully submitted,*  
**Keith A. Bergman**  
Provincetown Town Manager  
1990-2007



*Town Manager Keith Bergman and former Vice President Al Gore at Mr. Gore’s home in Nashville, September 24, 2006 for the inaugural training of The Climate Project.*

## Grant Administrator

2006 was a very busy year, marking the beginning of a time of transition for the town that will continue through 2007. I continued as the part-time Acting Assistant Town Manager/Grant Administrator. The primary grant activity through my office is detailed below and included new grants amounting to more than \$900,000 – note that this does not include the myriad of grants both large and small that originate and are administered through various town offices including the Library, DPW, COA, and others! In these challenging fiscal times, many departments are creative in meeting their needs.

### **Mass. Community Development Block Grants:**

**Water System Improvements:** The Town received an award of \$800,000 in July 2006 for a laundry list of improvements to our water distribution system including security fencing for the water tanks and well fields, well field upgrades at Knowles Crossing, well head flow monitoring and SCADA equipment upgrades at pump stations.

**Winslow Street Water Tank No. 2:** rehabilitation of Winslow Street Water Tank No. 2 was completed in the Spring of 2006 under a 2005 CDBG award of \$800,000 – ahead of schedule and under budget; remaining funds have been retargeted for additional rehab work on both water tanks.

### **Massachusetts Cultural Council Adams & CCEDC Grants:**

The Town received a second round of funding - \$40,000 - under the MCC Adams grant program along with \$25,000 from the Cape & Islands License Plate grant program for Provincetown's Path to Culture to include a *Streetscape Path to Culture & Virtual Cultural Center*. ICON Architecture, Inc., was selected to assist the town with the design and planning phase for the streetscape path in order to create a master plan. The overall purpose of the streetscape improvements is to draw and direct people to what Provincetown has to offer, highlighting historical and cultural assets. The plan includes new paving of Commercial Street, new light fixtures, improved services, banners, signs, and interactive kiosks. The design will include the concept and infrastructure for a *Virtual Cultural Center* which would allow visitors to travel along the streetscape path and access hot spots with devices such as a cell-phone through an interactive wireless network throughout the town. ICON met with the MCC Adams grant task force [MCCTF] on October 6, 2006 and presented preliminary findings. Charrette #1 was held on November 28, 2006 for ICON to present their preliminary findings and gather input from the community to incorporate into the overall plan. There will be a second Charrette in 2007 to present further work.

The MCC Adams grant also funded a *Packaging & Cultural Economic Development component*. Working with the Cultural Development Coordinator [CDC] the MCC Adams task force agreed to focus on 2 areas: (1) core businesses, i.e. making connections between existing businesses and existing cultural events/classes/activities and (2) the Pilgrim Monument's Centennial celebration. Collaborations with the PBG and the Chamber of Commerce on a packaging workshop or a series of workshops for the business community and the Cultural organizations are also under consideration. The underlying goal for the task force is to devise strategies to increase tourism and stimulate year-round economic development using the existing cultural assets of the town. In partnership with the Pilgrim Monument & Provincetown Museum, the Retail Association, the arts organizations, and local businesses focused on the Lighting of the Monument event in November to provide for cross-promotional opportunities with the upcoming Moonlight Madness and Holly Folly events while also promoting the core activities of the arts organizations. The collaboration which included non-Provincetown partners such as Cape Cod Life Magazine pulled together to show that the "Lights are on in Provincetown."

**Economic Development:** In 2006, a partnership was established between the Town of Provincetown, the Provincetown Economic Development Council (PEDC), and the Cape Cod Economic Development Council of Barnstable County (CCEDC) to help the town take a closer look at its economy. With a Cape and Islands license plate grant for \$49,950 awarded by the Barnstable County Commissioners and administered by the CCEDC, the town is working closely with its partners and economic development consultants from Mt. Auburn Associates, Inc. to collect and analyze selected local economic data. The study will set the stage for the future development of a long-term economic development strategy and provide a model methodology for other Cape Cod towns.

**HIV/AIDS Home Health Program:** With the assistance of HIV Grant Program Manager Patrick Manning, the Town continued the Cape & Islands HIV/AIDS Home Health Program with ongoing funding support from the Mass. Department of Public Health — \$864,410 for FY 2006 through FY 2010.

The success of all of our endeavors, including the grant-funded projects, is through the hard work of many people. I would like to thank all of those involved, both paid staff and volunteers, for the many hours of effort to make this happen. Collaboration was a major theme in 2006 and will continue in 2007. I would also like to thank Keith Bergman for his 17 years of leadership and tutelage as Provincetown's Town Manager and I wish him the best in his future endeavors.  
*Respectfully submitted,*

**Michelle Jarusiewicz**

Grant Administrator/Acting Assistant Town Manager

	<h2>Town Meeting &amp; Elections</h2>
<h3>Annual Town Meeting - Monday, April 3, 2006</h3>	

Town Moderator Mary-Jo Avellar convened Town Meeting at 6:00 p.m. on April 3, 2006 in the Town Hall Auditorium and moved to hold the Special Town Meeting first. **Motion Passed.**

Town Moderator Mary-Jo Avellar convened the Annual Town Meeting at 6:00 p.m. on April 4, 2006.

Cheryl Andrews moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Cheryl Andrews moved that the Town vote to grant permission to speak at the April 3, 2006 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor Care Campus project coordinator*; Edward Boxer, *PHS Principal*; Ellen Burbank, *Executive Director, Pilgrim Monument and Provincetown Museum*; Dennis Clark, *Recreation Director*; Jane Evans, *Health Agent*; Elizabeth Hartsgrove, *Licensing Agent*; Alexandra Heilala, *Town Accountant*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Acting Assistant Town Manager*; Janice Lachowetz, *Superintendent of Schools*; Maxine Notaro, *Permit Coordinator*; Anthony Teso, *Principal, Veterans Memorial Elementary School and Director of Student Services*; *Provincetown High School student representatives* Lee Ambroseno and David Anderson; and *School committee student representative* Jasmine Hadley. **Motion Passed.**

Cheryl Andrews moved that on all matters to come before the April 3, 2006 Annual Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. To Hear Town Reports.** To see if the Town will vote to hear the reports of the Town Officials and Committees and to act thereon.

*[Requested by the Board of Selectmen]*

Cheryl Andrews moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon. **Motion Passed.**

**Article 2. FY 2007 Municipal Operating Budget.** To see to if the Town will vote to raise and appropriate or transfer from available funds the sum of \$13,654,421 to fund operating budgets for the several Town departments for Fiscal Year 2007 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

<i>Division</i>	<i>FY 2006</i>	<i>FY 2007</i>	<i>06-07 %</i>
I. General Government	\$1,075,452	\$1,112,225	3.4%
II. Finance	6,600,805	6,543,349	-0.9%
III. Public Safety	3,102,463	3,157,186	1.8%
IV. Public Works	2,097,817	2,097,620	0.0%
V. Public Services	<u>3,456,649</u>	<u>744,041</u>	-78.5%
<i>Total Divisions I-V</i>	<b>\$16,333,187</b>	<b>\$13,654,421</b>	-16.4%

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 2. FY 2007 Municipal Operating Budget.**

**Division I. General Government.**

**BOARD OF SELECTMEN RECOMMENDS**

**FINANCE COMMITTEE RECOMMENDS**

**FINANCE COMMITTEE RECOMMENDS AS FOLLOWS:**

<b>Budget</b>	<b>Actual FY 2005</b>	<b>Budget FY 2006</b>	<b>Selectmen FY 2007</b>	<b>FinCom FY 2007</b>	<b>% 05-06</b>
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**I. GENERAL GOVERNMENT**

**113 Elections & Town Meetings**

Expenses	\$7,994	\$7,482	\$11,230	\$11,230	50.1%
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**122 Board of Selectmen**

Personal Services	42,874	45,437	45,437	45,437	
Expenses	<u>8,317</u>	<u>8,300</u>	<u>7,800</u>	<u>7,800</u>	
sub-total	51,191	53,737	53,237	53,237	-0.9%

**123 Town Manager**

Personal Services	139,156	146,713	146,713	146,713	
Expenses	<u>3,938</u>	<u>20,998</u>	<u>10,358</u>	<u>10,358</u>	
sub-total	143,095	167,711	157,071	157,071	-6.3%

**151 Legal Services**

Expenses	200,388	175,000	175,000	175,000	0.0%
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Provincetown		2006 Annual Town Report			21
Budget	Actual FY 2005	Budget FY 2006	Selectmen FY 2007	FinCom FY 2007	% 05-06
<b>156 Administration</b>					
Expenses	47,699	56,911	55,783	55,783	-2.0%
<b>157 Land Bank</b> <i>Funded by Land Bank Fund</i>					
Maintenance	9,417	10,193	11,672	11,672	
Affordable Housing	29,921	33,976	37,220	37,220	
Debt Service	<u>287,607</u>	<u>280,175</u>	<u>322,613</u>	<u>322,613</u>	
sub-total	326,945	324,344	371,505	371,505	14.5%
<b>161 Town Clerk</b>					
Personal Services	58,107	63,090	63,090	63,090	
Expenses	<u>7,792</u>	<u>8,875</u>	<u>8,875</u>	<u>8,875</u>	
sub-total	65,899	71,965	71,965	71,965	0.0%
<b>169 Licensing</b>					
Personal Services	34,869	38,265	38,265	38,265	
Expenses	<u>938</u>	<u>1,428</u>	<u>1,428</u>	<u>1,428</u>	
sub-total	35,808	39,693	39,693	39,693	0.0%
<b>171 Conservation Commission</b>					
Expenses	1,324	4,170	1,530	1,530	-63.0%
<b>173 Housing Partnership</b>					
Expenses	590	1,060	1,060	1,060	0.0%
<b>175 Planning Board</b>					
Expenses	1,114	7,293	3,883	3,883	-46.8%
<b>176 Zoning Board of Appeals</b>					
Expenses	1,851	2,655	2,655	2,655	0.0%
<b>179 Historical Commission</b>					
Expenses	494	605	500	500	-17.4%
<b>180 Historic District Comm</b>					
Expenses	1,660	1,697	1,697	1,697	0.0%
<b>182 Economic Development Council</b>					
Expenses	0	5,000	5,000	5,000	0.0%
<b>482 Airport Commission</b>					
Expenses	86,888	89,100	77,800	77,800	-12.7%
<b>499 Cable Advisory Commission</b>					
Expenses	62,700	67,030	71,800	71,800	7.1%

<b>Budget</b>	<b>Actual FY 2005</b>	<b>Budget FY 2006</b>	<b>Selectmen FY 2007</b>	<b>FinCom FY 2007</b>	<b>% 05-06</b>
<b>I. General Gov't</b>	\$1,035,639	\$1,075,452	\$1,101,409	\$1,101,409	2.4%
<b><u>II. FINANCE</u></b>					
<b>131 Finance Committee</b>					
Expenses	\$6,789	\$5,300	\$5,300	\$5,300	
Reserve Fund	<u>33,511</u>	<u>35,000</u>	<u>25,000</u>	<u>25,000</u>	
sub-total	40,300	40,300	30,300	30,300	-24.8%
<b>135 Town Accountant</b>					
Personal Services	118,986	142,399	141,182	141,182	
Expenses	<u>46,489</u>	<u>43,100</u>	<u>43,100</u>	<u>43,100</u>	
sub-total	165,475	185,499	184,282	184,282	-0.7%
<b>136 Information Systems Department</b>					
Personal Services	39,263	55,783	55,783	55,783	
Expenses	<u>73,536</u>	<u>86,895</u>	<u>86,895</u>	<u>86,895</u>	
sub-total	112,800	142,678	142,678	142,678	0.0%
<b>141 Board of Assessors</b>					
Personal Services	110,451	121,794	123,424	123,424	
Expenses	<u>69,907</u>	<u>64,991</u>	<u>43,303</u>	<u>43,303</u>	
sub-total	180,359	186,785	166,727	166,727	-10.7%
<b>145 Treasurer/Collector</b>					
Personal Services	126,796	138,184	138,725	138,725	
Expenses	<u>39,378</u>	<u>46,000</u>	<u>44,000</u>	<u>44,000</u>	
sub-total	166,174	184,184	182,725	182,725	-0.8%
<b>710 Debt Service</b>					
Expenses	1,523,690	1,522,322	1,546,597	1,546,597	1.6%
<b>820 Tax Title</b>					
Expenses	18,986	30,000	25,000	25,000	-16.7%
<b>910 Retirement/Benefits/Insurance</b>					
Expenses	3,946,941	4,309,038	4,265,040	4,265,040	-1.0%
<b>II. Finance</b>	\$6,154,724	\$6,600,805	\$6,543,349	\$6,543,349	-0.9%

Provincetown	2006 Annual Town Report				23
Budget	Actual FY 2005	Budget FY 2006	Selectmen FY 2007	FinCom FY 2007	% 05-06
<b><u>III. PUBLIC SAFETY</u></b>					
<b>210 Police</b>					
Personal Services	\$1,497,879	\$1,523,522	\$1,526,808	\$1,485,259	
Expenses	<u>96,400</u>	<u>117,580</u>	<u>111,030</u>	<u>111,030</u>	
sub-total	1,594,279	1,641,102	1,637,838	1,596,289	-0.2%
<b>211 Police Station</b>					
Expenses	26,443	39,200	39,200	39,200	0.0%
<b>220 Fire</b>					
Personal Services	241,343	273,968	286,231	286,231	
Expenses	<u>126,837</u>	<u>132,667</u>	<u>151,749</u>	<u>151,749</u>	
sub-total	368,179	406,635	437,980	437,980	7.7%
<b>231 Ambulance Service</b>					
Expenses	165,200	216,300	249,200	249,200	15.2%
<b>240 Inspections</b>					
Personal Services	125,541	134,318	134,318	134,318	
Expenses	<u>16,691</u>	<u>21,545</u>	<u>21,545</u>	<u>21,545</u>	
sub-total	142,232	155,863	155,863	155,863	0.0%
<b>241 Community Development</b>					
Personal Services	96,966	107,584	107,584	107,584	
Expenses	<u>567</u>	<u>1,000</u>	<u>600</u>	<u>600</u>	
sub-total	97,533	108,584	108,184	108,184	-0.4%
<b>291 Emergency Management</b>					
Expenses	225	0	0	0	
<b>294 Harbor Committee</b>					
Expenses	1,353	1,553	1,545	1,545	-0.5%
<b>295 Harbormaster</b>					
Personal Services	90,611	110,000	0	0	
Expenses	<u>17,998</u>	<u>25,000</u>	<u>137,000</u>	<u>137,000</u>	
sub-total	108,609	135,000	137,000	137,000	1.5%
<b>296 Shellfish</b>					
Personal Services	33,374	34,788	35,088	35,088	
Expenses	<u>4,809</u>	<u>6,320</u>	<u>6,320</u>	<u>6,320</u>	
sub-total	38,183	41,108	41,408	41,408	0.7%

<b>Budget</b>	<b>Actual FY 2005</b>	<b>Budget FY 2006</b>	<b>Selectmen FY 2007</b>	<b>FinCom FY 2007</b>	<b>% 05-06</b>
<b>299 Parking</b>					
Personal Services	294,086	304,688	302,368	302,368	
Expenses	<u>41,632</u>	<u>52,430</u>	<u>46,600</u>	<u>46,600</u>	
sub-total	335,717	357,118	348,968	348,968	-2.3%
<b>III. Public Safety</b>	\$2,877,953	\$3,102,463	\$3,157,186	\$3,115,637	1.8%
<b><u>IV. PUBLIC WORKS</u></b>					
<b>192 Buildings &amp; Grounds</b>					
Personal Services	\$379,390	\$414,146	\$408,871	\$408,871	
Expenses	<u>213,257</u>	<u>221,966</u>	<u>227,254</u>	<u>227,254</u>	
sub-total	592,647	636,112	636,125	636,125	0.0%
<b>421 Administration</b>					
Personal Services	79,041	152,612	142,231	142,231	
Expenses	<u>162,159</u>	<u>226,650</u>	<u>234,350</u>	<u>234,350</u>	
sub-total	241,200	379,262	376,581	376,581	-0.7%
<b>422 Highway</b>					
Personal Services	232,528	255,902	258,414	258,414	
Expenses	<u>52,288</u>	<u>76,225</u>	<u>73,725</u>	<u>73,725</u>	
sub-total	284,816	332,127	332,139	332,139	0.0%
<b>423 Snow &amp; Ice</b>					
Personal Services	81,895	38,434	40,513	40,513	
Expenses	<u>200,378</u>	<u>18,883</u>	<u>18,883</u>	<u>18,883</u>	
sub-total	282,273	57,317	59,396	59,396	3.6%
<b>431 Solid Waste/Recycling</b>					
Personal Services	320,103	332,302	332,679	332,679	
Expenses	<u>103,224</u>	<u>121,400</u>	<u>127,700</u>	<u>127,700</u>	
sub-total	423,327	453,702	460,379	460,379	1.5%
<b>439 Waste Disposal/Other</b>					
Expenses	212,669	239,297	233,000	233,000	-2.6%
<b>IV. Public Works</b>	\$2,036,933	\$2,097,817	\$2,097,620	\$2,097,620	0.0%

Provincetown	2006 Annual Town Report				25
Budget	Actual FY 2005	Budget FY 2006	Selectmen FY 2007	FinCom FY 2007	% 05-06
<b><u>V. PUBLIC SERVICES</u></b>					
<b>511 Health Inspector/Agent</b>					
Personal Services	\$80,988	\$89,466	\$89,466	\$89,466	
Expenses	<u>9,388</u>	<u>10,790</u>	<u>8,900</u>	<u>8,900</u>	
sub-total	90,376	100,256	98,366	98,366	-1.9%
<b>512 Public Health/Nurse</b>					
Personal Services	11,024	12,343	12,386	12,386	
Expenses	<u>24,752</u>	<u>29,455</u>	<u>29,455</u>	<u>29,455</u>	
sub-total	35,776	41,798	41,841	41,841	0.1%
<b>513 Board of Health</b>					
Expenses	1,534	2,317	1,472	1,472	-36.5%
<b>525 Cape End Manor</b>					
Personal Services	2,011,292	1,444,328			
Expenses	<u>918,500</u>	<u>1,261,602</u>			
sub-total	2,929,792	2,705,930	0		0-100.0%
<b>541 Council on Aging</b>					
Personal Services	142,917	148,620	149,027	149,027	
Expenses	<u>9,080</u>	<u>10,045</u>	<u>10,045</u>	<u>10,045</u>	
sub-total	151,997	158,665	159,072	159,072	0.3%
<b>543 Veterans Services</b>					
Personal Services	10,816	10,811	11,248	11,248	
Expenses	<u>10,670</u>	<u>15,690</u>	<u>15,610</u>	<u>15,610</u>	
sub-total	21,486	26,501	26,858	26,858	1.3%
<b>610 Library</b>					
Personal Services	171,392	183,307	184,655	184,655	
Expenses	<u>63,895</u>	<u>82,021</u>	<u>80,673</u>	<u>80,673</u>	
sub-total	235,287	265,328	265,328	265,328	0.0%
<b>620 Administration</b>					
Expenses	659	2,500	0		0-100.0%
<b>630 Recreation Department</b>					
Personal Services	112,954	113,297	119,304	119,304	
Expenses	<u>12,962</u>	<u>13,000</u>	<u>13,000</u>	<u>13,000</u>	
sub-total	125,917	126,297	132,304	132,304	4.8%

<b>Budget</b>	<b>Actual FY 2005</b>	<b>Budget FY 2006</b>	<b>Selectmen FY 2007</b>	<b>FinCom FY 2007</b>	<b>% 05-06</b>
<b>651 Beautification Cte</b>					
Expenses	6,216	8,257	0		0-100.0%
<b>672 Art Commission</b>					
Expenses	15,850	16,300	16,300	16,300	0.0%
<b>673 Cultural Council</b>					
Expenses	611	2,500	2,500	2,500	0.0%
<b>V. Public Services</b>	<b>\$3,615,502</b>	<b>\$3,456,649</b>	<b>\$744,041</b>	<b>\$744,041</b>	<b>-78.0%</b>

**VI. PUBLIC SCHOOLS****300 Provincetown Public Schools**

Expense	\$4,179,149	\$4,152,958	\$4,152,958	\$4,152,958	0.0%
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**310 Cape Cod Regional Tech High**

Expense	53,851	117,890	140,935	140,935	19.5%
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<b>VI. Public Schools</b>	<b>\$4,233,000</b>	<b>\$4,270,848</b>	<b>\$4,293,893</b>	<b>\$4,293,893</b>	<b>0.5%</b>
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**OPERATING BUDGET SUMMARY**

I. General Gov't	\$1,035,639	\$1,075,452	\$1,101,409	\$1,101,409	2.4%
II. Finance	6,154,724	6,600,805	6,543,349	6,543,349	-0.9%
III. Public Safety	2,877,953	3,102,463	3,157,186	3,115,637	1.8%
IV. Public Works	2,036,933	2,097,817	2,097,620	2,097,620	0.0%
V. Public Services	<u>3,615,502</u>	<u>3,456,649</u>	<u>744,041</u>	<u>744,041</u>	-78.0%
Subtotal, I-V	15,720,750	16,333,187	13,643,605	13,602,056	-16.0%
VI. Public Schools	<u>4,233,000</u>	<u>4,270,848</u>	<u>4,293,893</u>	<u>4,293,893</u>	0.5%
Total, I-VI	19,953,751	20,604,035	17,937,498	17,895,949	-13.0%

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$729,904, and transfer from the Land Bank fund the sum of \$371,505, for a total of \$1,101,409, to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division I, General Government, as requested by the Board of Selectmen.

Peter Grosso moved to include Article 4 out of order and place it as Division VI of Article 2 as it has been traditionally and that the school budget considered with the other department budgets rather than as a separate issue.

**Amendment Passed.**

Philip Gaudiano moved to amend the motion by reducing the budget of Personal Services \$10,000 representing a 10% reduction in the salary of the Town Manager account 123. **Amendment Withdrawn.**

William Dougal moved to postpone to a time certain Article 2 until 8:15 p.m. tonight, April 4, 2006.

Stephen Melamed moved to amend the motion to postpone to a time certain to change time to reconvene to 8:15 p.m. tomorrow night, April 5, 2006.

**Mr. Melamed's Motion to Amend Does Not Pass.**

**Mr. Dougal's Motion Does Not Pass.**

Carol Moss moved to amend Section I General Government section 123 Town Manager expenses be reduced to Fiscal Year 2005 level: a total of \$3,938.00.

**Motion Does Not Pass.**

**Ms. Andrew's Motion Passed.**

**Article 2. FY 2007 Municipal Operating Budget.**

**Division II. Finance**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$6,543,349 to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division II, Finance, as requested by the Board of Selectmen. **Motion Passed.**

**Article 2. FY 2007 Municipal Operating Budget.**

**Division III. Public Safety**

**BOARD OF SELECTMEN RECOMMENDS \$3,157,186**

**FINANCE COMMITTEE RECOMMENDS \$3,115,637**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$3,157,186, to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division III, Public Safety, as requested by the Board of Selectmen.

Ruth Gilbert moved to amend the 210 Police Personal Services line from \$1,526,808 to \$1,485,259. **Amendment Does Not Pass.**

**Motion Passed.**

**Article 2. FY 2007 Municipal Operating Budget.****Division IV. Public Works****BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$2,097,620 to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division IV, Public Works, as requested by the Board of Selectmen. **Motion Passed.**

**Article 2. FY 2007 Municipal Operating Budget.****Division V. Public Services****BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved the Town vote to raise and appropriate the sum of \$744,041 to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division V, Public Services, as requested by the Board of Selectmen. **Motion Passed.**

**Article 2. FY 2007**

**Division VI. Provincetown Public Schools Operating Budget.** (Originally appeared as Article 4 in the warrant but was moved to take out of order and place as Article 2, division VI.)

To see if the Town will vote to raise and appropriate the sum of \$4,152,958.43 to fund the Provincetown Public School System Budget for Fiscal Year 2007; or take any other action relative thereto.

*[Requested by the School Committee]*

**SCHOOL COMMITTEE RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

Terese Nelson moved that the Town vote to raise and appropriate the sum of \$4,152,958.43 to fund the Provincetown Public School System Budget for Fiscal Year 2007. **Motion Passed.**

**Article 3. School Committee's Request for Another Audit of Town Finances.**

To see if the Town will vote to have an independent audit done of the Town's finances over the last five years. Said audit to be done independently from the auditing firm now contracted by the Town.

*[Requested by the School Committee]*

**FINANCE COMMITTEE DOES NOT RECOMMEND: 6-0-0**  
**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

Debra Trovato moved that the Town vote to indefinitely postpone action on Article 3. **Motion Passed.**

**Article 4. FY 2007 Provincetown Public Schools Operating Budget.** (Moved to Article 2, division VI.)

**Article 5. FY 2007 Cape Cod Regional Technical High School Assessment.** To see to if the Town will vote raise and appropriate the sum of \$140,935 or any other sum for its assessment for Cape Cod Technical Regional High School for FY 2007; and further to vote to accept the provisions of MGL C.71,§16B, which would reallocate the sum of the member towns’ contribution to the Cape Cod Regional Technical High School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Keith Bergman moved that the Town vote to raise and appropriate the sum of \$140,935 for its assessment for Cape Cod Technical Regional High School for FY 2007; and further to vote to accept the provisions of MGL C.71,§16B, which would reallocate the sum of the member towns’ contribution to the Cape Cod Regional Technical High School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called.

**Motion Passed.**

**Article 6. FY 2007 Enterprise Funds.** To see to if the Town will vote to raise and appropriate or transfer from available funds the following amounts for enterprise funds of the Town of Provincetown for Fiscal Year 2007:

	<i>FY 2006</i>	<i>FY 2007</i>	<i>06-07 %</i>
440 Wastewater Enterprise Fund			
Enterprise Fund Costs	\$1,947,521	\$1,858,044	
General Fund Costs	<u>285,600</u>	<u>285,600</u>	
TOTAL COSTS	\$2,233,121	\$2,143,644	-4.01%
450 Water Enterprise Fund			
Enterprise Fund Costs	\$1,836,749	\$1,827,567	
General Fund Costs	<u>285,600</u>	<u>285,600</u>	
TOTAL COSTS	\$2,122,349	\$2,113,167	-0.43%

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 6. FY 2007 Enterprise Funds.***1. 440 WASTEWATER ENTERPRISE FUND.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Sarah Peake moved that the Town vote that \$2,143,644 be appropriated to operate the Wastewater Enterprise Fund, \$1,858,044 to come from Wastewater Enterprise Fund revenues and fund balance, and further, \$285,600 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. **Motion Passed.**

**Article 6. FY 2007 Enterprise Funds.***2. 450 WATER ENTERPRISE FUND.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Sarah Peake moved that the Town vote that \$2,113,167 be appropriated to operate the Water Enterprise Fund, for \$1,827,567 to come from Water Enterprise Fund revenues and fund balance, and further, \$285,600 to be appropriated in the general fund and funded from Water Enterprise revenues.

**Motion Passed.**

10:05 p.m. Mary-Jo Avellar moved to adjourn until tomorrow, Wednesday, April 5, 2006 at 6:00 p.m. **Motion Passed.**

**Town Moderator Mary-Jo Avellar called the meeting to order at 6:00 p.m. on Wednesday, April 5, 2006.**

**Article 7. FY 2007 Capital Improvements Program.** To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the following sums to defray the costs of the Fiscal Year 2007 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter as follows:

- 1. Replace Fire Rescue Vehicle 199:* \$170,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of Fire Rescue Vehicle 199, and costs related thereto;
- 2. Police Fleet Replacement Program:* \$47,332 to be expended under the direction of the Town Manager and the Chief of Police for two police cruisers, and costs related thereto;
- 3. Parking Program:* \$35,200 to be expended under the direction of the Town Manager and the Chief of Police for a parking department vehicle and parking lot fee computers, and costs related thereto;
- 4. Stormwater master plan Improvements:* \$150,000 to be expended under the direction of the Town Manager and the Director of Public Works

for stormwater master plan improvements, and costs related thereto;

5. DPW Road Reconstruction Phase I: \$400,000 to be expended under the direction of the Town Manager and the Director of Public Works for reconstruction of roadways, and costs related thereto;

6. DEP Water Management Permit/New Source Development: \$500,000 to be expended under the direction of the Town Manager and the Director of Public Works for DEP Water Management Act permitting and new source development, and for costs incidental and related thereto;

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 7. FY 2007 Capital Improvements Program.**

**1. Replace Additional Fire Rescue Vehicle 199:**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

***Borrowing – 2/3's vote required***

David Nicolau moved that the Town vote to appropriate and borrow the sum of \$170,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for an additional Fire Rescue Vehicle 199, and costs related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed.**

**(2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. FY 2007 Capital Improvements Program.**

**2. Police Fleet Replacement Program:**

**BOARD OF SELECTMEN RECOMMENDS \$47,332: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS \$23,666: 7-0-0**

***Borrowing – 2/3's vote required***

Cheryl Andrews moved that the Town vote to appropriate and borrow the sum of \$47,332 to be expended under the direction of the Town Manager and the Chief of Police for two police cruisers, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Does Not Pass.**

Susan Buerkel moved to amend the amount in Article 7, Item 2 to \$23,666 for one police cruiser. **Amendment Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. FY 2007 Capital Improvements Program.**

**3. Parking Program:**

**BOARD OF SELECTMEN RECOMMENDS \$25,200: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS \$25,200: 7-0-0**

***Borrowing – 2/3's vote required***

Cheryl Andrews moved that the Town vote to appropriate and borrow the sum of \$25,200 to be expended under the direction of the Town Manager and the Chief of Police for parking lot fee computers, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. FY 2007 Capital Improvements Program.**

**4. Stormwater master plan Improvements:**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

***Borrowing – 2/3's vote required***

Sarah Peake moved that the Town vote to appropriate and borrow the sum of \$150,000 to be expended under the direction of the Town Manager and the Director of Public Works for stormwater master plan improvements, and costs related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(1), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. FY 2007 Capital Improvements Program.**

**5. DPW Road Reconstruction Phase I:**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-0**

***Borrowing – 2/3's vote required***

Richard Olson moved that the Town vote to appropriate and borrow the sum of \$400,000 to be expended under the direction of the Town Manager and the Director of Public Works for reconstruction of roadways, and costs related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(6), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Does Not Pass.**

**Article 7. FY 2007 Capital Improvements Program.**

**6. DEP Water Management Permit/New Source Development:**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

**WATER & SEWER BOARD RECOMMENDS: 4-0-0**

***Borrowing – 2/3's vote required***

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$500,000 to be expended under the direction of the Town Manager and the Director of Public Works for DEP Water Management Act permitting and new source development, and for costs incidental and related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(1), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Barbara Rushmore moved to indefinitely postpone Article 7, section 6.

**Motion to Indefinitely Postpone Does Not Pass.**

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 8. FY 2007 Revolving Accounts.** To see if the Town will vote to continue for FY 2007 the following revolving accounts established pursuant to MGL C.44, §53E½:

(1) Preservation of Town Hall Auditorium: to allow receipts from the rental and custodial fees charged for the public use of Town Hall Auditorium to be segregated into a special account; and with funds therefrom, up to a limit of \$20,000 annually, to be expended for the repair, updating and refurbishing of the Town Hall Auditorium under the direction of the Town Manager and Board of Selectmen;

(2) Shellfish Grants: to allow receipts from Shellfish Grants to be segregated into a special account; and with funds therefrom, up to a limit of \$2,500 annually, to be expended under the direction of the Shellfish Warden and the Board of Selectmen

for the purpose of shellfish seeding, cultivation on public shellfish areas; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Sarah Peake moved that the Town vote to continue for FY 2007 the revolving accounts established pursuant to MGL C.44, §53E½: as printed in the warrant.

**Motion Passed.**

**Article 9. Cape Cod Greenhead Fly Control District Assessment.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Richard Olson moved that Town vote to raise and appropriate the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury. **Motion Passed.**

**Article 10. Community Preservation Budget for FY 2007.** To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2007 Community Preservation Budget, to appropriate or reserve from FY 2007 Community Preservation Fund annual revenues the following amounts totaling \$621,905, as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

**Reserves:**

\$478,737 for Community Housing;

\$1,342 for Historic Resources;

**Appropriations:**

\$58,500 of historic resources funds for Cape Cod Pilgrim Memorial Association (a/k/a, Pilgrim Monument and Provincetown Museum) Historic Preservation proposal for restoration of doors, shutters, hinges, latches, reinforcing beams, railings, walls, and lightning rod.

\$83,326 for open space debt service from CPA open space reserve.

or to take any other action relative thereto.

*[Requested by the Community Preservation Committee]*

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**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**  
**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Elaine Anderson moved that the Town vote to approve Article 10 as printed in the warrant. **Motion Passed.**

**Article 11. Cape End Manor Transition Costs.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$400,000 to be expended under the direction of the Town Manager for costs associated with the transition of the Cape End Manor to the New England Deaconess Association; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$400,000 to be expended under the direction of the Town Manager for costs associated with the transition of the Cape End Manor to the New England Deaconess Association. **Motion Passed.**

Southard Lypincott moved to amend the motion by deleting the costs totaling \$155,000 for paid time off from the article. **Amendment Does Not Pass.**

**Article 12. Cape End Manor Board of Directors.** To see if the Town will vote to rescind its vote under Article 60 of the April 11, 1978 Town Meeting which established a Board of Directors of the Cape End Manor to assist the Town Manager in the administration of the Cape End Manor, a Town-owned facility; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Sarah Peake moved that the Town vote to rescind its vote under Article 60 of the April 11, 1978 Town Meeting which established a Board of Directors of the Cape End Manor to assist the Town Manager in the administration of the Cape End Manor, a Town-owned facility. **Motion Passed.**

**Article 13. Fund Collective Bargaining Agreements.** To see what sums the Town will vote to raise and appropriate or transfer from available funds to fund collective bargaining agreements; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$249,115 to fund a collective bargaining agreement reached with the IBPO-PPLF union commencing July 1, 2004 and ending June 30, 2006.

**Motion Passed.**

**Article 14. Resolution: Reduce Police Court Overtime by Ticketing for Marijuana Possession.** To see if the Town will vote to approve the resolution on reducing Police overtime, as follows: **Whereas:** It is difficult to control the Police overtime costs. Injuries to staff are unexpected and unpredictable. Most Cape Police Departments are at minimum staffing levels in an effort to reduce cost and save taxpayers money. Do we have insurance for these injuries and their cost to the Police Department? **Whereas:** Another area of uncontrollable overtime expense is in the area of court prosecution and required Police Officer attendance at the District Court level (Orleans); we have numerous Police Officers being scheduled for court cases who never testify, since there are frequent case continuances and the staffing in Orleans has had budget cuts. **Whereas:** The Chiefs of Police of the Cape Cod region have been studying mutual cooperation, information sharing and working together to reduce costs and try to be creative. **Whereas:** The arrests for possession of small amounts of marijuana is considered a misdemeanor and these people are not jailed, or even found guilty, but are “continued without a finding” and after six months the finding is removed from the records with a small variable fine. **Whereas:** Sending a Police Officer to Orleans in a Town vehicle for each arrest is wasteful and expensive play-acting. **Therefore** I move to see if the Town will vote to ask the Chief of Police to issue for marijuana possession a warning ticket or a misdemeanor form, like the Traffic Tickets, to be returned to the Police Department, the fine to be \$50, or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**FINANCE COMMITTEE HAS NO RECOMMENDATION****BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-2-0**

Barbara Rushmore moved that the Town vote to approve the resolution on reducing Police overtime, as follows: **Whereas:** It is difficult to control the Police overtime costs. Injuries to staff are unexpected and unpredictable. Most Cape Police Departments are at minimum staffing levels in an effort to reduce cost and save taxpayers money. Do we have insurance for these injuries and their cost to the Police Department? **Whereas:** Another area of uncontrollable overtime expense is in the area of court prosecution and required Police Officer attendance at the District Court level (Orleans); we have numerous Police Officers being scheduled for court cases who never testify, since there are frequent case

continuances and the staffing in Orleans has had budget cuts. **Whereas:** The Chiefs of Police of the Cape Cod region have been studying mutual cooperation, information sharing and working together to reduce costs and try to be creative. **Whereas:** The arrests for possession of small amounts of marijuana is considered a misdemeanor and these people are not jailed, or even found guilty, but are “continued without a finding” and after six months the finding is removed from the records with a small variable fine. **Whereas:** Sending a Police Officer to Orleans in a Town vehicle for each arrest is wasteful and expensive play-acting. **Therefore** I move to see if the Town will vote to ask the Chief of Police to issue for marijuana possession a warning ticket or a misdemeanor form, like the Traffic Tickets, to be returned to the Police Department, the fine to be \$50.

**Motion Passed. (For 120 Against 69)**

**Article 15. Tax Relief for Income Eligible Seniors.** To see if the Town will vote to accept the following changes in accordance with Massachusetts General Laws Chapter 59 section 5 Clause 41C Tax Exemption for Elderly Persons effective Fiscal Year 2006: to increase the amount of the exemption from \$500 to \$1,000, to decrease the minimum age from 70 years to 65 years, to increase the whole estate limit (excluding domicile) from \$28,000 single to \$40,000 and from \$30,000 married to \$55,000; or to take any other action relative thereto.

*[Requested by the Council on Aging]*

**COUNCIL ON AGING RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

Geraldine Brennan moved that the Town vote to accept Article 15 as printed in the warrant. **Motion Passed.**

**Article 16. Discount on Sewer Bills for Income Eligible Seniors.** To see if the town will vote to accept a twenty five percent discount for income-eligible seniors on the amount of sewer user fees (excluding betterments) over the minimum charge. Eligibility criteria as follows: minimum age 65 years, income limit (excluding domicile) \$40,000 single, \$55,000 married; or to take any other action relative thereto.

*[Requested by the Council on Aging]*

**COUNCIL ON AGING RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE DOES NOT RECOMMEND: 9-0-0**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

Gregory Howe moved to indefinitely postpone Article 16. **Motion Passed.**

**Article 17. Resolution: Big Tax Break for Full-time Residents.** To see if the Town will vote to approve the resolution to provide a tax exemption for full-time residents, as follows: **Whereas:** According to Massachusetts General Laws, Chapter 40, Section 56 of the Acts of 1982 and Chapter 79 of the Acts of 1983 the Board of Selectmen is annually charged with the Allocation of Local Property Taxes by adoption of a Residential Factor, a Residential Exemption and/or adoption of a Small Business Exemption. **Whereas:** All classes of property have been uniformly assessed by the Assessors according to law. **Whereas:** The Selectmen have the option of shifting the tax burden to the Commercial (and Personal Property) Class by one to fifty percent by allocation by a Residential Factor. Any increase to the tax burden to Commercial would be offset by a decrease in the taxes paid by the Residential Class of property owners. To date, the Town's policy has been to select a "Factor of One", that is equal rates for Commercial and Residential. **Whereas:** At the option of the Selectmen, an EXEMPTION of not more than 20% of the average assessed value of all Residential properties may be applied to Residential properties which are the principal residence of the taxpayer. Principal residence is the taxpayer's domicile, that is, his fixed place of habitation, permanent home and legal residence as used for Federal and State Income Tax and Town tax purposes. (The Selectmen also have the option of granting up to 10% exemption to the owners of Commercial property, which is occupied by qualified small businesses.) **Whereas:** The Residential taxes paid by full-time residents have risen greatly and has been one of the causes of many long-time, full-time residents to sell out and move away. **Whereas:** Adoption of the Full-time Residential Exemption would affect all non-resident property owners and all residential properties in the higher value ranges. There are more than 50% of property owners whose tax bills are sent out of town. **Therefore:** I move to see if the Town will vote to urge the Selectmen to adopt a 20% Residential Exemption for Full-time Residents, defined as those whose property is the taxpayer's domicile, that is his fixed place of habitation, permanent home and legal residence, as used for Federal and State Income Tax and Town tax purposes, for the Fiscal Year 2007 tax year, or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**FINANCE COMMITTEE HAS NO RECOMMENDATION  
BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

Barbara Rushmore moved that the Town vote to approve Article 17 as printed in the warrant. **Motion Does Not Pass.**

**Article 18. Resolution: Lock In Real Estate Taxes.** To see if the Town will vote to approve the resolution to lock in real estate taxes for full-time residents, as follows: **Whereas:** Many taxpayers don't have the means to pay ever increasing real estate taxes and yet would like to share equally in running the Town; **Therefore:** I move to see if the Town will vote that any Full-time Resident of

Provincetown, (one whose principal residence is the taxpayer's domicile, that is, his fixed place of habitation, permanent home and legal residence as used for Federal and State Income Tax and Town tax purposes) can, upon application, defer paying any real estate taxes above the Fiscal Year 2005 level. The lien for these unpaid taxes would be paid with interest when the title to the property changes, or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**FINANCE COMMITTEE DOES NOT RECOMMEND: 6-0-0**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

Barbara Rushmore moved that the Town vote to approve Article 18 as printed in the warrant. **Motion Does Not Pass.**

**Article 19. Home Rule Petition/Charter Amendment/Eliminate Term Limits.**

To see if the Town will vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. The Charter of the Town of Provincetown which is on file in the office of the Archivist of the Commonwealth as provided in Section 12 of Chapter 43B of the General Laws is hereby amended by striking Chapter 3, Article 3, section 3-4-4, which currently reads as follows: "A member of a town board shall not serve on that town board for more than three consecutive terms. For the purposes of this section, service to complete the term of another member shall constitute service for one term if the balance of said term being completed is more than fifty percent of the original term. A person who has been prohibited from serving on a town board by this section may be reelected or reappointed to that board after two years have elapsed from the ending date of his or her previous service."

SECTION 2. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 3-1-1**

**CHARTER ENFORCEMENT COMMISSION RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Sarah Peake moved that the Town vote to approve Article 19 as printed in the warrant.

Austin Knight moved to amend the motion under Article 19 by retaining Chapter 3, article 3, section 3-4-4 of the Charter, and adding the following to the end of said section: should a full compliment of a board not be present at the end of term limits of a board member, the appointing authority may extend for a year period the board member's term for or until time within that year which a full quorum of a board is achieved. **Amended Motion Does Not Pass.**

David Nicolau moved to postpone consideration of Article 19 as the last order of business at this Town Meeting.

**Motion To Postpone Consideration Does Not Pass.**

**Motion Does Not Pass.**

**Article 20. Zoning By-law Amendment: *Outside Vending by-law.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, as follows, with added text shown in italics and deleted text shown in strikethrough:

(1) Add the following definitions to Article 1 Definitions:

***Outside Vending:*** Any use involving an *Outside Vending Unit* but does not include adjunct display of representative merchandise of a business located on the same lot.

***Outside Vending Site:*** The precise location and placement of the *Outside Vending Unit* on a lot.

***Outside Vending Unit:*** A mobile or stationary apparatus utilized for the purpose of sale or display of merchandise or *Fast-Order-Food* and which is designed and intended so as not to be a permanent fixture on a lot.

***Outside Vendor:*** A business or person engaged in *Outside Vending*.

(2) Add *Outside Vending (Retail Sales)* and *Outside Vending (Fast Order Food)* to Section 2314 Harborfront Overlay District Special Permit Uses so that it reads as follows:

**2314 Special Permit Uses** The following uses are allowed in the Harborfront Area on Special Permit from the Zoning Board of Appeals unless prohibited in an underlying district:

B4a	Neighborhood
B4b	Art Gallery
B4e	Package Store
<i>B4f</i>	<i>Outside Vending (Retail Sales)</i>
B4fg	All other retail
B5	Restaurant, Bar
B7	Parking Lots
<i>B8</i>	<i>Outside Vending (Fast Order Food)</i>

(3) Add *Outside Vending* to Section 2400 Permitted Principle Uses under B4 Retail Sales or Service and B8 Fast Order Food as follows:

	Res. 1	Res. 2	Res. 3	Res. B	TCC	G	C	S	M
<b>B4 Retail Sales or Service</b>									
a. neighborhood	BA	BA	BA	YES	YES	NO	NO	NO	NO
b. art gallery	NO	NO	YES	YES	YES	NO	NO	NO	NO
c. motor vehicle sales, rental or service	NO	NO	NO	BA	YES	NO	NO	NO	NO
d. marine service, boat sales	NO	NO	NO	YES	YES	NO	NO	NO	NO
e. package store	NO	NO	NO	BA	BA	NO	NO	NO	NO
f. outside vending	NO	NO	NO	BA	BA	NO	BA	BA	BA
fg. all other retail	NO	NO	NO	YES <sup>(17)</sup>	YES <sup>(17)</sup>	NO	NO	NO	NO
<b>B8 Fast Order Food</b>									
a. Establishment (excluding those with seating for less than ten and which occupy no more than a total of 500 square feet)	NO	NO	NO	BA <sup>(12)</sup>	YES <sup>(13)</sup>	NO	NO	NO	NO
b. outside vending	NO	NO	NO	BA	BA	NO	BA	BA	BA

(4) Add the following Outside Vending by-law in its entirety:

**3500 Outside Vending**

*Outside Vending is prohibited unless a Special Permit has been granted by the Zoning Board of Appeals. Outside Vending is prohibited except where allowed in accordance with Section 2440 Schedule of Permitted Principal Uses. A Special Permit for such use may be issued for a period of one calendar year by the Zoning Board of Appeals after filing an application with the Zoning Board of Appeals and a copy thereof with the Town Clerk. The Special Permit may be renewed for succeeding one year periods; however violations may be considered as a basis for non-renewal.*

**3510 Outside Vending Special Permit Application Requirements**

*The following materials shall be included with Special Permit applications to the Zoning Board of Appeals:*

1. *The name, home and business address and telephone number of the applicant.*
2. *A full description of the goods which the applicant intends to sell.*
3. *A full description, and a photograph or an artist's concept of the Outside Vending Unit and information providing details on the design and size of the Outside Vending Unit.*
4. *Plans displaying the preferred Outside Vending Site.*
5. *Written approval of the preferred Outside Vending Site's owner or legal representative to use the preferred Outside Vending Site.*
6. *The intended months, days, and hours of operation during which the applicant intends to conduct Outside Vending.*
7. *Such other information as the Zoning Board of Appeals may require.*

**3520 Outside Vending Use Regulations and Special Permit Criteria**

1. *Outside Vending Units shall not be located within 100 feet of any school property line.*
2. *Outside Vending Units shall not be located within 100 feet of any other Outside Vending Unit or business selling similar goods or items. Subsequent*

- to the issuance of a Special Permit, should a business selling similar goods or items locate within 100 feet of the approved Outside Vending Unit, such prohibition shall not apply for the remainder of the Special Permit year.*
3. *Outside Vendors shall only operate the specific Outside Vending Unit approved and referred to in the Special Permit for the specific Outside Vending Site as listed and referred to in the Special Permit.*
  4. *Outside Vending, Outside Vending Units and Outside Vendors shall not create any adverse effect due to hazard or congestion.*
  5. *Outside Vending, Outside Vending Units and Outside Vendors shall not obstruct the free passage of pedestrians or vehicles.*
  6. *Outside Vending, Outside Vending Units and Outside Vendors must be consistent with and shall not cause any adverse impact to the character of the surrounding area.*
  7. *Outside Vending Units shall be equipped with a refuse container for public use that shall be sufficient to dispose of any waste that may be produced during normal operation of the Outside Vending business. Such refuse container shall be emptied in a legal manner at the close of every business day and whenever the container reaches its capacity. An Outside Vendor shall not leave the Outside Vending Site without first picking up, removing and disposing of all refuse remaining from sales made by the Outside Vendor.*
  8. *No Outside Vending shall be conducted between the hours of 1:00am and 6:00am on any day.*
  9. *Outside Vendors shall not store, park or leave any Outside Vending Unit overnight (between the hours of 1:00am and 6:00am) on the Outside Vending Site unless otherwise stated and referred to in the Special Permit.*
  10. *Outside Vendors shall not store, park or leave any Outside Vending Unit overnight (between the hours of 1:00am and 6:00am) or while not conducting business at the approved Outside Vending Site on any street or public area.*
  11. *Outside Vending Units shall be maintained in satisfactory repair and appearance and shall be maintained to be mechanically safe.*
  12. *Outside Vending shall comply with all municipal, county and state health standards prescribed for the manner of storing and handling the goods or items sold or dispensed from the Outside Vending Unit.*
  13. *Outside Vendors shall not leave an Outside Vending Unit unattended during business hours as established and referred to in the Special Permit.*
  14. *Outside Vendors shall not allow anything relating to the operation of the Outside Vending Unit to be placed anywhere other than in, on or under the Outside Vending Unit.*
  15. *Outside Vendors shall not set-up, maintain or permit the use of any table, crate, carton, rack or any other apparatus or device to increase the selling or display capacity of the Outside Vending Unit unless the apparatus or*

*device has been referred to in the Special Permit for use in conjunction with the Outside Vending Unit.*

16. *Outside Vendors shall not solicit or conduct business with persons in motor vehicles.*
17. *Outside Vendors shall not sell anything other than those goods, items or services which are referred to in the Special Permit.*
18. *Outside Vendors shall not utilize loud-speakers, amplifiers or other hailing devices.*
19. *Outside Vendors shall not sell or otherwise dispose of any goods or items else-where than the approved Outside Vending Site as referred in the Special Permit.*
20. *Outside Vending Units wherein combustible materials, heating elements or other such devices are utilized shall be inspected annually by a Fire or Safety Inspector of the Town or any other person authorized by the Board of Selectmen in order to certify that the Outside Vending Unit complies with all applicable fire laws, codes, rules, regulations and standards.*
21. *Outside Vendors shall bear a label, tag, hat or other acceptable emblem which shall identify the Outside Vendor as an Employee of the Outside Vending Business.*
22. *A Police Officer, Town Inspector or any other person authorized by the Board of Selectmen may inspect any Outside Vending Unit at all reasonable times.*
23. *Vending Special Permits are not transferable or assignable.*

**3530 Outside Vending Special Permit Additional Considerations**

*In addition to the mandatory criteria and conditions set forth in Section 3520, the Zoning Board of Appeals may consider additional factors in exercising its discretion in the review of applications for outside vending special permits, including but not limited to the following:*

1. *The quality of the workmanship and materials used in the construction of the Outside Vending Unit.*
2. *The attractiveness in the design and coloration of the Outside Vending Unit.*
3. *The quality in the goods or items intended to be sold; and uniqueness in the goods or items intended to be sold.*
4. *The location as to where the Outside Vending Unit will be stored or parked during the hours, days and or months when not conducting normal Outside Vending business.*

or take any other action relative thereto; the original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office.

*[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-2-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**Zoning By-law Amendment: 2/3's vote required under MGL C.40A**

Howard Burchman moved that the Town vote to approve Article 20 as printed in the warrant. **Motion Does Not Pass.**

**Article 21. Zoning By-law Amendment: Growth Management I.** To see if the Town will vote to amend Section 6500 Table of Use Categories and Priorities so that it reads as follows, with additions shown in underline and deletions in strikethrough:

**GENERAL USE CATEGORY 1**

- 1a. Affordable Housing Units
- 1b. Medium Income Community Housing Units
- 1c. Middle Income Community Housing Units

**GENERAL USE CATEGORY 2**

The non-affordable housing components of project consisting of:

- 2a1 Multi-family dwellings projects that consist of 50%-99% affordable housing
- 2a2 Two-family dwellings projects that consist of 50%-99% affordable housing
- 2a3 Single-family dwelling projects that consist of 50%-99% affordable housing
- 2b1 Multi-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b2 Two-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b3 Single-family dwelling projects that consist of 33%-49.9% affordable housing

**GENERAL USE CATEGORY 3**

- ~~3a1 Single-family dwelling, one per lot~~
- ~~3a2 Single-family dwelling, two per lot, each in a separate structure~~
- ~~3a3 Single-family dwelling, three or more per lot, each in a separate structure~~
- ~~3b1 Two-family dwelling, one per lot~~
- ~~3b2 Two-family dwelling, two per lot, each in a separate structure~~
- ~~3b3 Two-family dwelling, three or more per lot, each in a separate structure~~
- ~~3c Manufactured Home developments~~
- ~~3d Cluster development~~
- ~~3e All other new residential uses, or expansions or alterations to existing residential structures or uses, that result in increased Title 5 flow.~~
- 3a. Expansions or alterations to existing residential structures or uses that result in increased Title 5 flow, not to exceed the Title 5 Design Flow pursuant to 310 CMR 15.203(2) for one bedroom per year per applicant.
- 3b. Single family dwelling, one per lot; two family dwelling, one per lot.
- 3c. All other market rate residential projects without affordable housing components that result in increased Title 5 flow.

**GENERAL USE CATEGORY 4**

- 4a Office, Artists' Studio, For profit Nursing home, For profit Outpatient Rehabilitation Facility
- 4b Boarding, Lodging or Tourist Homes
- 4c Hotel, Motel, Inn, Camp, Cabin
- 4d Restaurant and Bar
- 4e All other uses, expansions or alterations to existing structures or uses and any change in use or increase in posted occupant load that results in increased Title 5 Design Flow.

or take any other action relative thereto; the original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office.

*[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS MOTION: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Zoning By-law Amendment: 2/3's vote required under MGL C.40A***

Anne Howard moved that the Town vote to amend Section 6500 Table of Use Categories and Priorities so that it reads as printed in the warrant with the following amendment: Paragraph 3a to read as follows: "3a. Expansions or alterations to existing residential structures or uses that result in increased Title 5 flow, not to exceed the Title 5 Design flow pursuant to 310 CMR 15.203(2) for one bedroom per year per applicant *not to exceed a total of 330 gallons per year.*"

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 22. Zoning By-Law Amendment - Growth Management II.** To see if the Town will vote to amend Section 6600 Growth Limitation Goal Limitation Allocations as follows, with added text shown in italics and deleted text shown in strikethrough:

**Section 6600 Growth Limitation Goal Allocations**

Initially, 13,200 gpd shall be allotted for assignment for Use Category 1a. Thereafter, *unassigned gallonage allotment shall be as follows in the order listed.* ~~1.~~ **1.** All unassigned gallonage remaining at the end of each calendar year for General Use Category 1a shall be allotted for assignment in the next calendar year for Use Category 1a. **2.** Unassigned gallonage remaining at the end of each calendar year for General Use Categories ~~1b, 1c, and 2,~~ *1b and 1c* shall be allotted for assignment in the next calendar year for those same categories, respectively (~~1b to 1b, 1c to 1c, and 2 to 2~~ *1b to 1b and 1c to 1c*). **3.** One quarter of the unassigned gallonage remaining at the end of each calendar year for General Use Categories 3 and 4 shall be allotted for assignment in the next calendar year for Use Category 1a; two quarters of said remaining unassigned gallonage shall be so allotted for Use

Category 1b; and one quarter of said remaining unassigned gallonage shall be so allotted for Use Category 1c. **4.** *One half of the unassigned gallonage remaining at the end of each calendar year for General Use Category 2 shall be allotted for assignment in the next calendar year for Use Category 2 and one half of said remaining unassigned gallonage shall be so allotted for Use Category 3.* On the effective date of this zoning by-law amendment and on the anniversary thereof in 2005, 2006, 2007 and 2008, 550 gallons per day shall be added to the allotment for Use Category 1a, provided that prior to each such anniversary, the Board of Selectmen shall have made a finding that the Town is in compliance with the water withdrawal permit issued by the Department of Environmental Protection (“DEP”) pursuant to 310 CMR 36.00 and all applicable rules and regulations promulgated by DEP with respect thereto.

1a. On the effective date of this zoning by-law amendment and on the anniversary thereof in 2005, 2006, 2007 and 2008, 1,100 gallons per day shall annually be added to the allotment for Use Category 1b, provided that prior to each such anniversary, the Board of Selectmen shall have made a finding that the Town is in compliance with the water withdrawal permit issued by the Department of Environmental Protection (“DEP”) pursuant to 310 CMR 36.00 and all applicable rules and regulations promulgated by DEP with respect thereto.

1b. On the effective date of this zoning by-law amendment and on the anniversary thereof in 2005, 2006, 2007 and 2008, 550 gallons per day shall annually be added to the allotment for Use Category 1c, provided that prior to each such anniversary, the Board of Selectmen shall have made a finding that the Town is in compliance with the water withdrawal permit issued by the Department of Environmental protection (“DEP”) pursuant to 310 CMR 36.00 and all applicable rules and regulations promulgated by DEP with respect thereto.

1c. *On the effective date of this zoning by-law amendment and on the anniversary thereof in 2007 and 2008, 990 gallons shall be allocated for assignment to Use Category 3a for projects where Completed Applications were filed prior to March 31, 2005.*

The Growth Limitation Goal shall be allocated for categories 2, 3 and 4 each year as follows:

- (a.) 1,870 gpd shall be allocated for assignment under General Use Category 2.
- (b.) 1,100 gpd shall be allocated for assignment under General use Category 3.
- (c.) 700 gpd shall be allocated for assignment under General Use Category 4.

Gallonage in the Surplus Gallonage Pool at the end of each calendar year shall be available for allotment in subsequent calendar years to General Use Category 5. Annually, by November 15, the DPW Director, Water Superintendent, Permit coordinator, Planning Board, Board of Health, Water & Sewer Board, Local Housing Partnership and the Local Comprehensive Plan Implementation Committee shall evaluate the effects of growth on our resources including but not limited to potable water supply, solid waste disposal and wastewater disposal and issue a report to the Board of Selectmen on those impacts and their

recommendations therefore. The Board of Selectmen shall hold a Public Hearing on the report in December of each year.

or take any other action relative thereto; the original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office.

*[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS MOTION: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Zoning By-law Amendment: 2/3's vote required under MGL C.40A***

Kevin Rich moved that the Town vote to amend Section 6600 Growth Limitation Goal Limitation Allocations by adding a new paragraph 1c to read as follows: "1c. On the effective date of this zoning by-law amendment and on the anniversary thereof in 2007 and 2008, 990 gallons shall be allocated for assignment to Use Category 3a for projects where Completed Applications were filed prior to March 31, 2005." **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 23. *Zoning By-Law Amendment: Surplus Gallonage Pool.*** To see if the Town will vote to amend the Zoning By-laws, Section 6600(3) to make gallonage in the Surplus Gallonage Pool available for allotment to Category 5 (Economic Development pursuant to an Economic Development Permit) gallonage available as soon as it is added to the Surplus Gallonage Pool, rather than at the end of the calendar year, by amending said section to read as follows: "3. Gallonage in the Surplus Gallonage Pool shall be allocated to General Use Category 5 as such gallonage accrues." Or to take any other action relative thereto.

*[Requested by the Town Manager]*

**PLANNING BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Zoning By-law Amendment: 2/3's vote required under MGL C.40A***

Keith Bergman moved that the Town vote to approve Article 23 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 24. *Zoning By-law Amendment: Animal Shelter.*** To see if the Town will vote, in accordance with MGL c. 40 §4A, to amend the Provincetown Zoning By-Laws, by adding the following definition to Article 1 Definitions: "Animal Shelter shall refer to a non-profit public animal control facility or any other facility which is operated by any organization or individual for the purpose of protecting animals

from cruelty, neglect or abuse;" and further by amending Section 2440 - Table of Permitted Principal Uses as follows: "In category F Other Principal Uses, to add line F3b Animal shelter, so that the line reads as follows:

F. Other Principal Uses	Res1	Res2	Res3	ResB	TCC	GC	S	M
F3b Animal shelter	NO	NO	BA	NO	NO	NO	NO	NO

or to take any other action relative thereto.

*[Requested by Carol MacDonald and others]*

**PLANNING BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-2-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Zoning By-law Amendment: 2/3's vote required under MGL C.40A***

Caroline MacDonald moved that the Town vote to approve Article 24 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 25. General By-law Amendment: Non-Criminal Disposition of Pier Corporation Regulations.** To see if the Town will vote to amend the Provincetown General By-laws by amending §2-3-1-1 to read as follows:

2-3-1-1. Any rule or regulation of the Provincetown Public Pier Corporation duly enacted as of ~~April 4, 2005~~ **April 3, 2006** shall be deemed a regulation of the Board of Selectmen. Violation of such rules or regulations may be enforced by any available means in law or equity, including but not limited to non-criminal disposition pursuant to G.L. c.40, §21D, and Sections 2-3-1 through 2-3-3 of the General By-laws. For the purposes of this by-law, the following officials shall be enforcing persons: the Harbormaster and his designees and any police officer of the Town of Provincetown.

And further by amending Section 2-1, Schedule A, as follows:

2-3-2-1 Violations of the Provincetown Public Pier Corporation Regulations in Effect on ~~April 4, 2005~~ **April 3, 2006** (attached as Appendix 1 to Schedule A): 1<sup>st</sup> offense, \$100.00; 2<sup>nd</sup> offense, \$200.00; 3<sup>rd</sup> and subsequent offenses, \$300.00 or to take any other action relative thereto.

*[Requested by the Provincetown Public Pier Corporation]*

**PPPC BOARD OF DIRECTORS RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Lee Ash moved that the Town vote to amend the Provincetown General By-laws by amending §2-3-1-1 to read as printed in the warrant. **Motion Passed.**

**Article 26. General By-law Amendment: Town-owned Docking Facilities.** To see if the Town will vote to amend the Provincetown General By-laws by amending §9-6 to read as follows:

9-6. Use of town owned docking facilities. Pursuant to the 20-year lease for the management of MacMillan Pier, The Licensing Board Provincetown Public Pier Corporation may permit or license persons, partnerships, corporations, or other entities for operation from float spaces at MacMillan Pier and/or from any other town-owned or town-operated berthing or docking facilities. The terms of all such licenses shall be as determined by the Licensing Board Provincetown Public Pier Corporation. Applications for new licenses, licenses which are not renewed, and licenses which are revoked shall be solicited by public bidding in accordance with Section 6-4 or utilized by the Provincetown Public Pier Corporation for economic development consistent with Chapter 13 of the Acts of 2000 and Chapter 91 License 8621. ~~The Licensing Board Provincetown Public Pier Corporation~~ shall continue to license those entities which were licensed during the summer of 1986 provided that said entities have been properly licensed in each succeeding year since 1986, that complete applications are received by April 1 of the permit year and that said licensees shall have been and shall remain in good standing with all fees paid and in conformance with all applicable laws, bylaws, rules and regulations.

or to take any other action relative thereto.

*[Requested by the Provincetown Public Pier Corporation]*

**PPPC BOARD OF DIRECTORS RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Lee Ash moved that the Town vote to amend the Provincetown General By-laws by amending §9-6 to read as printed in the warrant. **Motion Passed.**

**Article 27. General By-Law Amendment: Historic District.** To see if the Town will vote to amend the Historic District by-law, Chapter 15, number 9, appendices 2c, 3b, 5, 6, 10, and 12, so that it reads as follows:

**9. Exclusions**

- 9.1** Categorical Exclusions: The Commission shall exclude from its purview the following:
- 9.1.1** Maintenance and repairs that do not alter or replace material, as defined in Section 9.2.
  - 9.1.2** The color of paint.
  - 9.1.3** Exterior lighting.
  - 9.1.4** Gutters and downspouts.
  - 9.1.5** Signage.
  - 9.1.6** Storm windows and window air conditioners.

- 9.1.7 Satellite antennae, or similar equipment, provided they are located to minimize visibility from a Public Way.
- 9.1.8 Temporary Buildings or Structures subject, however, to conditions pertaining to the duration of existence and use, as the Commission may reasonably specify.
- 9.1.9 Terraces, walks, sidewalks and similar structures, provided that any such Structure is substantially at grade level.
- 9.1.10 Flagpoles, sculpture, mailboxes (freestanding or attached), window boxes, house numbers, and garden furniture.
- 9.1.11 Buildings that are less than 50 years old are exempt from review, with the following conditions: Alterations which affect more than 25% of a façade must comply with the Guidelines. Additions which increase such Building by more than 25% must conform with Guideline 15 New Construction and Additions.
- 9.1.12 Piers/Wharves: Additions and alterations to piers and wharves, including all mechanical and maritime-related Structures and equipment, are exempt from review.
- 9.1.13 Cemeteries: All cemetery Structures are exempt except Buildings and fences.
- 9.1.14 Plant material and trees.
- 9.1.15 *Solar access panels*

## 2. GENERAL GUIDELINES

- a. In the District, the Commission shall determine whether the proposed construction, reconstruction, alteration or demolition of an exterior architectural feature will be appropriate to preserve the character and appearance of Provincetown. Commission members will refer to the Provincetown Survey when reviewing applications to better understand architectural and historic significance.
- b. In the District, each building or structure shall be recognized as a physical and cultural record of its time, place and use. The historic character of a building or structure shall be retained and preserved. The removal of historic materials or alteration of features that characterize a building or structure shall be avoided.
- c. ~~Deteriorated historic features should be repaired rather than replaced.~~ All architectural changes shall be appropriate either to the original style of the building or structure (if it has not been significantly altered) or to its altered style (if it has been significantly altered to reflect characteristics of a later style). ~~Where the severity of deterioration requires replacement of a distinctive feature, the new feature should match the old in design, color, texture, and the other visual qualities and, where possible, materials. The replacement for a distinctive feature should match the old in design, texture, and other visual qualities.~~ Replacement of missing features should be substantiated by documentary, physical, or pictorial evidence.

**3. EXEMPTIONS FROM REVIEW.** The following items shall be exempt from review by the Commission:

- a. Maintenance and repairs.

- b. The color of paint *or finish*.
- c. Exterior lighting.
- d. Gutters and downspouts.
- e. Signage.
- f. Storm windows and window air conditioners. ~~The color of storm windows should match the trim color to which they are affixed. Storm windows should have a narrow frame and closely align with the window sash and its meeting rail.~~
- g. Satellite antennae or similar mechanical equipment, provided it is located to minimize visibility from a Public Way.
- h. Temporary buildings and structures, subject, however, to conditions pertaining to the duration of existence and use, as the Commission may reasonably specify.
- i. Terraces, walks, sidewalks, or similar structures, provided that any such structure is substantially at grade level.
- j. Flagpoles, sculpture, mailboxes (freestanding or attached), window boxes, house numbers, and garden furniture.
- k. Buildings that are less than 50 years old are exempt from review, with the following conditions: Alterations which affect more than 25% of a façade must comply with the Guidelines. Additions which increase such buildings by more than 25% must conform with Guideline 15 New Construction and Additions.
- l. Piers/Wharves: Additions and alterations to piers and wharves, including all mechanical and maritime-related structures and equipment, are exempt from review.
- m. Cemeteries: All cemetery structures are exempt except buildings and fences.
- n. Plant material and trees.

#### 5. WINDOWS

~~a. Replacement windows, including muntin pattern, must be appropriate to the original style of the building, or to its altered style, if that style has gained significance. Muntins, whether structural or applied, must have an exterior three-dimensional profile and appropriate width.~~

~~b. Replacement windows shall not frame down the historic window openings. Where possible, altered window openings shall be returned to their historic dimensions.~~

~~c. New windows may be added provided they do not detract from an original or architecturally significant arrangement of windows.~~

~~d. Storm windows are exempt—see Section 3.f.~~

~~e. Waterfront elevations: On the waterfront elevations, window and door openings have frequently been altered and enlarged to accommodate water views. It is not the intention of these Guidelines to prohibit such alterations. Alterations to window and door openings shall be reviewed on a case-by-case basis. Alterations should retain and reflect the historic characteristics of the building, including appropriate materials, proportion, and design.~~

f. Shutters: When used, shutters shall be made of wood and be of a design appropriate to the style and period of the building. Each shutter shall match the height and one-half the width of the window opening. It is recommended that the shutters be installed on shutter hardware and be operable or made to appear operable, and be hung in a manner consistent with traditional installations.

*a. The style of window; i.e. double hung, casement, awning, must be appropriate for the location within the structure, and the exterior architectural style of the structure. Unique architectural styles of structures may use types of windows that are keeping in the style of architecture.*

*b. Entirely new windows may be added provided they do not detract from the historically accurate arrangement of windows.*

*c. Windows determined to be significant by the commission may be restored at the applicant's request rather than be upgraded to meet current building codes.*

d. When the applicant requests replacements, they can choose one of the following types of sash, and this will be specified in the decision.

*Wood, single pane true divided light. Non-Insulated.*

*Insulated energy efficient true divided light double pane. These have a true muntin bar as a true divided light single pane window does.*

*Insulated energy efficient simulated divided light double pane. These have permanently applied interior and exterior split muntin bars with a filler piece between the glass.*

*All of the above may have exterior cladding of aluminum, vinyl or other appropriate material.*

*e. The muntin pattern must be appropriate to the original style of the building, or to its altered style, if that style has gained significance. Muntins, whether structural or permanently applied, must have an exterior three-dimensional profile of an appropriate width.*

*f. Glass may not have any deeper tinting than a manufactures normal Low-E coating applied for energy efficiency.*

*g. Replacement windows shall not frame down the historic window openings. Altered window openings shall be returned as close to their historic dimensions as is reasonable.*

*h. Waterfront elevations: On the waterfront elevations, window and door openings have frequently been altered and enlarged to accommodate water views. It is not the intention of these Guidelines to prohibit such alterations. Alterations to window and door openings shall be reviewed on a case-by-case basis. Alterations should retain and reflect the historic characteristics of the building, including appropriate materials, proportion, and design.*

*i. Solid vinyl windows will be allowed in certain cases for non-significant windows.*

*j. Storm windows are permitted. These may be triple track aluminum with half screens. Traditional removable interchangeable full storm window and screens are also allowed and should approximate and or compliment in style, materiel, and color, the window sash. Permanently applied half screens are also allowed*

*and should approximate and or compliment in style, materiel, and color, the window sash.*

*k. Shutters: When used, shutters shall be made of wood or of a material manufactured to appear to be wood, and be of a design appropriate to the style and period of the building. Each shutter shall match the height and one-half the width of the window opening. It is recommended that the shutters be installed on shutter hardware and be operable or made to appear operable, and be hung in a manner consistent with traditional installations.*

*l. Exterior window trim must duplicate or closely replicate the appropriate size and architectural style of the structure. Alternative building materials that are manufactured to resemble the original materials are permitted.*

#### **6.ENTRANCES/DOORS**

Original or historically significant doors, vestibules, steps and porches shall be retained or replaced-in-kind. Replacement doors, if necessary, shall match the original in material, size, and design. Decorative features (such as transoms, sidelights, door hoods, brackets, columns, balusters and pediments) shall be retained and repaired or replaced-in-kind, and may not be removed.

New doors may be added, or existing doors moved, provided they do not detract from an original or architecturally significant elevation.

In commercial entrances, replacement doors must be compatible in design and material to the storefront, or to the original style of the building.

##### **6.1 Exemptions**

*If it is the determination of the Building Commissioner that a doorway, vestibule, step or porch is a significant means of egress and is currently not of a size or style to accommodate emergency egress from the structure, than the size and style of door,*

*vestibule, step or porch may be altered to comply with Massachusetts State Building Code 780 CMR Sixth Edition or its successors. Such alterations shall be in keeping with the remaining intent of this bylaw.*

#### **10. COMMERCIAL STOREFRONTS**

Historic or architecturally significant storefronts shall be preserved or restored to the greatest extent possible, *while keeping in mind that public safety is of significant importance and as such, alterations necessary to maximize safety as determined by the Building Commissioner will be allowed. Said alterations shall be in keeping with the intent of this bylaw.* Alterations of other storefronts shall use materials and be of a design compatible to the overall character of the historic commercial setting. The addition of new storefronts in historic facades shall retain the character and design of the building as originally designed, or as altered if such alteration has gained architectural or historic significance.

**12. SIDING.** Clapboards, cedar shingles, board and batten, and flush board siding are the predominant exterior siding materials for Provincetown commercial and residential buildings. ~~Synthetic siding is generally discouraged because it severely compromises the appearance and integrity of historic buildings, and will only be approved on a case-by-case basis.~~ *Synthetic siding, such as whole*

*house vinyl and aluminum is generally discouraged because it severely compromises the appearance and integrity of historic buildings, and will only be approved on a case-by-case basis. However, many modern building products are manufactured to replicate the appearance of historic building materials and over time greatly outperform their traditional counterparts; in terms of their use of recycled materials in the manufacturing process, less frequent maintenance or replacement; (thereby reducing long term cost to the property owner) thus using far less of our dwindling precious natural resources; and will be allowed. Some examples of these materials would be James Hardy cement board siding, Azax plastic trim boards, and asphalt/fiberglass roofing shingles, or take any other action thereto.*

*[Requested by Peter A.T. Page and others]*

**BOARD OF SELECTMEN RECOMMENDS AMENDED MOTION: 5-0-0  
HISTORIC DISTRICT COMMISSION DOES NOT RECOMMEND: 5-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Historic District By-law Amendment: 2/3's vote required under MGL C.40C***

Peter Page moved that the Town vote to amend the Historic District by-law, Chapter 15, number 9, appendices 2c, 3b, 5, 6, 10, and 12, so that it reads as printed in the warrant.

Marcene Marcoux moved to amend the Historic District by-law, Chapter 15, number 9, appendices 2c, 3b, 5, 6, 10 and 12, requested by Peter A. T. Page and others, so that the article reads as presented, except for the following changes:

9. Exclusions

To strike: 9.1.15 Solar Access panels

2. General Guideline

c. "Deteriorated historic features significant to architectural style should be repaired rather than replaced." (This line replaces: "Deteriorated historic features should be repaired rather than replaced.") "Where the severity of deterioration requires replacement of a distinctive feature, the new feature should match the old in design, color, texture, and the other visual qualities and where possible, materials." (These lines should remain and not be stricken.) Strike out : "The replacement for a distinctive feature should match the old in design, texture, and other visual qualities."

5. Windows

Please note: 5.f should be stricken in the warrant

a. To strike: "The style of window i.e., double hung, casement, awning, must be appropriate for the location within the structure, and the exterior architectural style of the new structure."

k. Shutters: "When used, shutters shall be made of wood or of other material, approved by the Commission." (This replaces "When used, shutters shall be made of wood or of a material manufactured to appear to be wood.")

l. "Alternative building materials that are manufactured to resemble the original material may be permitted." (This replaces: "Alternative building materials that are manufactured to resemble the original materials are permitted.")

#### 12. Siding

"Synthetic siding will be approved on a case-by-case basis." (Replaces "Synthetic siding, such as whole house vinyl and aluminum is generally discouraged.... or take any other action thereto." (Eliminates the entire last paragraph starting from "Synthetic siding..." to the end of the paragraph.

**Amendment Passed.**

**Motion As Amended Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**10:20 p.m. Motion to adjourn until tomorrow, April 6, 2006 at 6:00 p.m.**

**Motion Passed**

**Town Moderator Mary-Jo Avellar convened the meeting at 6:00 p.m. on Thursday, April 6, 2006.**

**Article 28. Nathan Freeman Building.** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise and to accept the deed of a fee simple interest or less in the parcels described below, currently owned by James Cole, Trustee of the Nathan Freeman Trust under Indenture of Trust dated December 1, 1873 and recorded with Barnstable County Registry of Deeds in Book 175, Page 95, upon such terms and conditions as the Board shall determine to be appropriate, for general municipal purposes, including conveyance by the Board of Selectmen, said parcel of land being described as follows:

Beginning at the south east corner of the premises at a stone bound on Commercial Street running thence southwesterly by said Commercial Street fifty seven feet and four inches to land of the late Nathaniel Holmes to a post; thence northwesterly by land of said Holmes seventy five feet three inches to a post; thence northeasterly by land of Nathan Freeman forty feet and eleven inches to the town road and thence southeasterly by the Town Road sixty seven feet eight inches to the first named boundary. Being the premises conveyed to the Grantor by deed from Nathan Freeman dated December 1, 1873 and recorded with Barnstable County Registry of Deeds in Book 175, Page 194. See also Barnstable County Probate Docket No. 01P1610TP1.

and further to see if the Town will vote to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments and to take all related actions necessary or appropriate to effect the interest of the foregoing, or to take any action related thereto.

*[Requested by the Board of Selectmen and the Board of Library Trustees]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**  
**BOARD OF LIBRARY TRUSTEES RECOMMENDS: 5-0-0**

*Disposition of Land – 2/3's vote required*

Cheryl Andrews moved that the Town vote to approve Article 28 as printed in the warrant.

Barbara Rushmore moved to amend the motion to instruct the Board of Selectmen to retain the first floor for Town uses, especially Library uses as specified by the will of Nathan Freeman bequeathing the building to the Town and consider condo-izing and selling the second and third floors.

**Amendment Does Not Pass.**

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 29. Construction & Operation of Recreational Facility.** To see if the Town will vote to: (1) allow the Cape Tip Motocross Club to operate a motocross track at a parcel of land (map/parcel # 8-1-13) located on Jerome Smith Road. The track will start at the east end of parking and stay within all town boundary; (2) allow the Cape Tip Motocross Club to make changes to the land, as outlined in the plan, to construct a safe, maintainable, regulation track, there will be no cost to the Town of Provincetown for construction or maintenance; (3) The Recreation Commission will be appointed as the liaison board between the Town of Provincetown and the Cape Tip Motocross Club and will work together to meet the needs of the children, the club, and the Town of Provincetown; (4) The Town of Provincetown consider turning area around Jerome Smith Road, into Recreation Zone and try to plan any future development in this area for the children of the community; or take any other action thereto.

*[Requested by Carl S. Roach and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**  
**RECREATION COMMISSION DOES NOT RECOMMEND: 4-0-0**  
**CONSERVATION COMMISSION DOES NOT RECOMMEND: 3-1-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

*Disposition of Land – 2/3's vote required*

Carl Roach moved that the Town vote to approve Article 29 as printed in the warrant.**Motion Does Not Pass.**

**Article 30. July Fourth Celebration, Historic Walking Trail.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum

of \$50,000 to be expended under the direction of the Town Manager, the Chief of Police, and the Director of Public Works for an event for the July 2006 Fourth of July celebration without fireworks, and for the Historic Walking Trail authorized by Article 30, Item 4 of the April 7, 2003 Annual Town Meeting; or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS AS MOVED: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS AS MOVED: 8-1-0**

David Nicolau moved that the Town vote to raise and appropriate the sum of \$50,000 to be expended under the direction of the Town Manager, the Chief of Police, and the Director of Public Works for an event for the July 2006 Fourth of July celebration.

Barbara Rushmore moved to amend the motion to eliminate the amount by \$28,000 or so funding for State Police and mounted Police on the 4<sup>th</sup> of July.

**Amendment Does Not Pass.**

**Motion Passed.**

**Article 31. Expenditures from the Tourism Fund.** To see if the Town will vote to transfer from the Tourism Fund the sum of \$423,136 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$75,000 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;
  2. \$206,806 for marketing, and costs related thereto;
  3. \$34,326 for municipal projects, and costs related thereto; and
  4. \$100,000 for tourism grants, and costs related thereto;
  5. \$7,004 for Beautification Committee
- or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Visitor Services Board]*

**BOARD OF SELECTMEN RECOMMENDS: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**VISITOR SERVICES BOARD RECOMMENDS: 5-0-0**

Lynn Davies moved that the Town vote to transfer from the Tourism Fund the sum of \$423,136 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$75,000 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;

2. \$206,806 for marketing, and costs related thereto;
3. \$34,326 for municipal projects, comprised of the following:
  - a. \$9,183 for additional barrel pick-up - June to Columbus Day;
  - b. \$3,213 for third barrel pick-up - July 1st to Labor Day;
  - c. \$4,080 for extended restroom hours;
  - d. \$4,350 for MPL Comfort Station - winter;
  - e. \$4,100 for restrooms; \$4,096 for DPW beautification;
  - f. \$5,304 for custodian for library restrooms;
4. \$100,000 for tourism grants, and costs related thereto; and
5. \$7,004 for Beautification Committee.

Barbara Rushmore moved to amend the motion by reducing line item 2 for marketing by \$40,674 leaving \$166,132 for marketing, and to add to line 3 \$35,674 to make municipal projects \$70,000 and to add \$5,000 to line 5 the Beautification Committee for a total of \$12,000. **Amendment Does Not Pass.**

**Motion Passed.**

**Article 32. FY 2007 Human Services Grant Program.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$53,799 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as follows:

AIDS Support Group of Cape Cod	\$7,000
Cape Cod Children's Place	3,500
Consumer Assistance Council	250
Gosnold	13,000
Helping Our Women	6,000
Independence House.	3,800
Interfaith Council for the Homeless	2,649
Legal Services for Cod Cape & Islands	4,300
Lower Cape Outreach Council, Inc.	4,000
Mass Appeal	400
Outer Cape Health Services	5,500
Sight Loss Services, Inc.	400
Soup Kitchen in Provincetown	3,000
<i>Total</i>	\$53,799

or to take any other action relative thereto.

*[Requested by the Board of Selectmen, Human Services Committee, and Town Manager]*

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**HUMAN SERVICES COMMITTEE RECOMMENDS: 5-0-0****BOARD OF HEALTH RECOMMENDS: 4-0-0**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$53,799 to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as printed in the warrant.

**Motion Passed.**

**Article 33. *Funding Lower/Outer Cape Community Coalition.*** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$750 or any other sum, to support the Lower/Outer Cape Community Coalition, or to take any other action relative thereto.

*[Requested by Kent Isham and others]*

**BOARD OF SELECTMEN RESERVES RECOMMENDATION****FINANCE COMMITTEE RESERVES RECOMMENDATION**

Sarah Peake moved to indefinitely postpone Article 33. **Motion Passed.**

**Article 34. *Emergency Public Health Services.*** To see if the Town will vote, pursuant to MGL C.40, §4A, to authorize the Board of Selectmen to enter into an intermunicipal agreement, in time of emergency, with one or more other governmental units to provide public health services which the Board of Health is authorized to perform, in accordance with an intermunicipal Mutual Aid Agreement to be entered into between the Town and various governmental units and to authorize the use of personnel and sharing of critical services between municipalities when needed, or take any other action relative thereto.

*[Requested by the Board of Health]*

**BOARD OF HEALTH RECOMMENDS: 4-0-0****BOARD OF SELECTMEN RECOMMENDS: 5-0-0****FINANCE COMMITTEE HAS NO RECOMMENDATION**

Brian Carlson moved that the Town vote to approve Article 34 as printed in the warrant. **Motion Passed.**

**Article 35. *Resolution: "Cape Care" Universal Health Care Proposal.*** To see if the Town will vote to approve the resolution on "Cape Care" Universal Health Care Proposal, as follows:

**Whereas,** Health care coverage has become less affordable and less available to growing numbers of people in our community, despite all efforts to date at both the state and federal level; and Each person who lacks adequate

health care coverage faces increased risks of illness, disability, and premature death. Our region has well above state-average rates of uninsured- and underinsured- people; and The families of such individuals are faced with growing out-of-pocket costs. These families must now confront the soaring expenses of health coverage, and the worry about bankruptcy or impoverishment in the event of serious illness. Their caregiver stress increases with the need to provide more and more uncovered care; and Small businesses face the soaring expenses of covering their employees' health premiums, passing some of these costs along to employees in the form of rising premiums and out-of-pocket payments. Our regional predominance of small businesses and self-employed individuals is, understandably, a key factor in the low rates of health care coverage; and Our Town governments struggle with the costs of health coverage for town employees. We the people are regularly forced to choose among other important and accustomed community services for budget cuts; and Our community health care providers and institutions are caught in the inescapable financial squeeze of rising administrative costs and declining reimbursements. They are forced to reduce staffing, cut services, or close. Access to care for all they serve is diminished. **And whereas**, These consequences represent losses in quality of life for many (if not all) members of the Cape and Islands community, and a threat to our collective welfare.

**Now Therefore:** We petition our County Government to support the development of a proposed regional universal health care program, known as Cape Care, which would, at a minimum, meet these criteria: provide broad health care coverage for ALL residents of the Cape and Islands, to improve individual and community health; and control health care cost inflation by reducing excessive administrative expenses, as well as through bulk discount purchasing of necessary medications and medical supplies; and shape health care delivery to meet community needs for appropriate care, through a representative policy-making board of community members and health care providers; and strengthen the ability of our existing network of health care providers and institutions to provide high quality care, by assuring adequate funding for necessary services. We call for a public hearing process in Barnstable County, to include analysis of the proposed plan's organization and governance, its expected effects on community health, and its financial modeling, to be initiated by the end of the year 2006.

The Clerk of the Town is instructed to give Notice of Passage of this Resolution to the town's representative to the County Assembly of Delegates, the County Commissioners, and the state and federal Representatives and Senators, within 30 days; or to take any other action relative thereto.

*[Requested by Brian O'Malley and others]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**DISABILITY COMMISSION RECOMMENDS: 6-0-0**

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**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Brian O'Malley moved that the Town vote to see if the Town will vote to approve the resolution on "Cape Care" Universal Health Care Proposal, as follows:

**Whereas,** Health care coverage has become less affordable and less available to growing numbers of people in our community, despite all efforts to date at both the state and federal level; and Each person who lacks adequate health care coverage faces increased risks of illness, disability, and premature death. Our region has well above state-average rates of uninsured- and underinsured- people; and The families of such individuals are faced with growing out-of-pocket costs. These families must now confront the soaring expenses of health coverage, and the worry about bankruptcy or impoverishment in the event of serious illness. Their caregiver stress increases with the need to provide more and more uncovered care; and Small businesses face the soaring expenses of covering their employees' health premiums, passing some of these costs along to employees in the form of rising premiums and out-of-pocket payments. Our regional predominance of small businesses and self-employed individuals is, understandably, a key factor in the low rates of health care coverage; and Our Town governments struggle with the costs of health coverage for town employees. We the people are regularly forced to choose among other important and accustomed community services for budget cuts; and Our community health care providers and institutions are caught in the inescapable financial squeeze of rising administrative costs and declining reimbursements. They are forced to reduce staffing, cut services, or close. Access to care for all they serve is diminished. **And whereas,** These consequences represent losses in quality of life for many (if not all) members of the Cape and Islands community, and a threat to our collective welfare.

**Now Therefore:** We petition our County Government to support the development of a proposed regional universal health care program, known as Cape Care, which would, at a minimum, meet these criteria: provide broad health care coverage for ALL residents of the Cape and Islands, to improve individual and community health; and control health care cost inflation by reducing excessive administrative expenses, as well as through bulk discount purchasing of necessary medications and medical supplies; and shape health care delivery to meet community needs for appropriate care, through a representative policy-making board of community members and health care providers; and strengthen the ability of our existing network of health care providers and institutions to provide high quality care, by assuring adequate funding for necessary services. We call for a public hearing process in Barnstable County, to include analysis of the proposed plan's organization and governance, its expected effects on community health, and its financial modeling, to be initiated by the end of the year 2006.

The Clerk of the Town is instructed to give Notice of Passage of this Resolution to the town's representative to the County Assembly of Delegates,

the County Commissioners, and the state and federal Representatives and Senators, within 30 days. **Motion Passed.**

**Article 36. Resolution: MacMillan Pier Transportation Center.** To see if the Town will vote to approve the resolution on a MacMillan Pier Transportation Center, as follows: **Whereas:** The Selectmen voted to continue studies and plans for the Intermodal Transportation Center, **Whereas:** The three to six million dollar, one or two story large building would be financed by Congressman Delahunt, by Federal earmark, and be a waiting room and ticket sales place. **Whereas:** The two sites suggested are (1) the waterfront, where the MPL seawall and the Provincetown Memorial Waterfront Park meet MacMillan Pier, with buses parking where the park is and the building extending out over the water and (2) the landside site would rearrange the parking lot, abut, surround or replace our municipal toilets and the useful, 2-way Ryder Street Extension would be eliminated. Both options take 10 to 20 parking spaces from the parking lot; **Therefore** I move to see if the Town will vote to condition the acceptance of any money to build a Transportation Center Waiting Room until: (1) the long-term cost impact to the Town is known; (2) the traffic flow ramifications and impact on abutting businesses is studied and (3) the appearance of our waterfront is evaluated, or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN RESERVES RECOMMENDATION  
FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Barbara Rushmore moved that the Town vote to approve Article 36 as printed in the warrant. **Motion Passed.**

**Article 37. Resolution: Shade Tree Removal.** To see if the Town will vote to approve the resolution on shade tree removal, as follows: **Whereas:** There is a Shade Tree Law stating that the Tree Warden must sanction the removal of any tree located along a Public Right of Way. This is rarely obeyed. **Therefore:** I move to see if the Town will vote to urge the tree owners whose trees shade any Right of Way to consult the Tree Warden for permission to remove diseased, damaged or unwanted trees. When the trees to be taken down are in dispute, to have a Public Hearing before the Selectmen, like we do with curb cuts. The Town is to impose a fine of \$50/inch of diameter of a tree, measured at a height of 3 ft., on anyone who removes a shade tree, a tree that shades any Right of Way, without permission, or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Barbara Rushmore moved that the Town vote to approve Article 37 as printed in the warrant. **Motion Does Not Pass.**

**Article 38. Resolution: Stop the War in Iraq.** To see if the Town will vote to approve the resolution to stop the war in Iraq, as follows: **Whereas:** The Town and its citizens recognize the sacrifices that the men and women serving in the United States Armed Forces are making, and

**Whereas:** in 2002, The United States Congress adopted a Joint Resolution to Authorize the use of U.S. Armed Forces against Iraq, relying on statements that were untrue, when in fact: the U.S. was not threatened by Iraq, Saddam Hussein had no weapons of mass destruction, Saddam Hussein had no role in the 9/11 attacks; and **Whereas:** more than 2,240 members of the United States Armed Forces have been killed and more than 15,000 members wounded along with over 100,000 Iraqi citizens killed and wounded; and **Whereas:** more than \$200 billion has been appropriated by Congress to fund military operations and reconstruction in Iraq and Barnstable County residents' share now exceeds \$41,144,105; and **Whereas:** the funds spent by Barnstable County taxpayers on the war and occupation in Iraq could have provided medical insurance for one year for 127,222 children or 1,913 additional housing units, according to the National Priorities Project; and **Whereas:** the war and continued occupation have resulted in the devastation of Iraq's physical and social infrastructure and led to widespread and continuous resistance to U.S. occupation that threatens the lives of Iraqi civilians and the men and women who comprise the ranks of U.S. and other occupying forces; and **Whereas:** Representative William Delahunt joined more than 100 Congressmen in voting for a House resolution on an Iraq exit strategy; therefore **Be It Resolved:** that the Town of Provincetown urges the United States government to immediately commence an orderly and rapid withdrawal of United States military personnel from Iraq; and **Be It Further Resolved:** that the Town of Provincetown urges the United States government to provide the people of Iraq with all the necessary non-military material aid as shall be necessary for the security of Iraq's citizens and for the rebuilding of Iraq; and **Be It Further Resolved:** that the financial resources used to prosecute the war be redirected to address the urgent needs of America's great urban centers and the most vulnerable portions of our population, and to include health care, education and homeland security; and **Be It Further Resolved** that a copy of this resolution shall be sent to George W. Bush, President of the United States, and members of the Massachusetts Congressional delegation, or take any other action relative thereto. *[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN RECOMMENDS: 4-1-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Barbara Rushmore moved that the Town vote to approve Article 38 as printed in the warrant. **Motion Passed.**

Town Moderator Mary-Jo Avellar motioned to dissolve the Annual Town Meeting at 8:05 p.m. **Motion Passed.**

**Annual Town Meeting dissolved at 8:05 p.m.**

## Special Town Meeting - Monday, April 3, 2006

**Meeting Called to Order:** Town Moderator Mary-Jo Avellar convened the meeting at 6:05 p.m. on Monday, April 3, 2006 in the Town Hall Auditorium. Provincetown Poet Laureate Jason Shinder read a poem entitled “Work” to open the Town Meeting.

**Preliminary Motions:**

Cheryl Andrews moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Cheryl Andrews moved that the Town vote to grant permission to speak at the April 3, 2006 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor Care Campus project coordinator*; Edward Boxer, *PHS Principal*; Dennis Clark, *Recreation Director*; Susan Connelly, *Associate Director of Community Housing Initiatives, Massachusetts Housing Partnership*; Jane Evans, *Health Agent*; Elizabeth Hartsgrove, *Licensing Agent*; Alexandra Heilala, *Town Accountant*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Acting Assistant Town Manager*; Janice Lachowetz, *Superintendent of Schools*; David Maloney, *Cape End Manor Administrator*; Maxine Notaro, *Permit Coordinator*; Anthony Teso, *Principal, Veterans Memorial Elementary School and Director of Student Services*; and John Zoltowski, *Vice President of Operations*; Sharon Buehrle, *Vice President of Marketing, New England Deaconess Association*. **Motion Passed.**

Cheryl Andrews moved that on all matters to come before the April 3, 2006 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. Wastewater Optimization and Expansion - Borrowing Authorization.**

To see if the Town will vote to appropriate and borrow the sum of \$1,500,000, to be expended under the direction of the Town Manager and the Board of Selectmen for the development of plans and specifications for optimization and expansion to the Town’s sewerage systems, and for capital modifications and repairs to Phase I of the sewer system, and including without limitation all costs defined

under C.29C,§1 of the General Laws; and to raise said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C.44,§7(1) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the project cost to the Town upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 5-0-0**

**WATER & SEWER BOARD RECOMMENDS: 3-0-0**

*Borrowing – 2/3's vote required*

Cheryl Andrews moved that the Town vote to approve Article 1 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 2. Community Preservation: Acquisition of 90 Shankpainter Road for Community Housing Purposes.** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain for community housing purposes, pursuant to the Community Preservation Program, the fee interest in a certain parcel of real estate at 90 Shankpainter Road owned by the V.S.H. Realty, Inc., the Cumberland Farms property so-called, containing 2.53-acres, more or less, shown as Lot 2 on a plan titled "Plan of Land Located in the Town of Provincetown, Massachusetts, Shown Being a Division of Property in Plan Book 248, Plan 41," dated April 2, 2004 and prepared by Coastal Engineering Co., a copy of which is on file in the Office of the Town Clerk, together with and subject to all rights, restrictions and easements of record, on such terms and conditions as the Selectmen may determine, and also for the purpose of conveyance for community housing purposes, subject to affordable housing restriction(s) or community housing restriction(s) in a form enforceable in perpetuity or for the longest period permitted by law, and subject to local preference for occupancy of such community housing units to be required in accordance with the Board of Selectmen's policy adopted September 8, 2003, as it may be amended; and that the Board of Selectmen is authorized to convey said parcel on such terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen may determine in consultation with the

Community Preservation Committee, subject to affordable housing restriction(s) or community housing restriction(s) in a form enforceable in perpetuity or for the longest period permitted by law, with local preference for occupancy of such community housing units to be required in accordance with the Board of Selectmen's policy adopted September 8, 2003, as it may be amended, and that the affordable housing restriction(s) be accepted by the Town of Provincetown acting by and through its Board of Selectmen under the provisions of G.L. Chapter 184, §§31-32 and that the community housing restriction(s) be accepted by the Town of Provincetown acting by and through its Board of Selectmen under the provisions of G.L. Chapter 40, §14; and further that the Board of Selectmen is authorized to apply for and accept gifts and grants for the purpose of this acquisition in order to reduce the amount needing to be borrowed under this article, and that the Board of Selectmen is authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase and apply for and accept such gifts and grants, and as funding therefor to appropriate by transfer from the Community Preservation Fund and/or borrow the sum of \$1,000,000 pursuant to G.L. c. 44B or any other general or special law for said purchase, and to authorize the Treasurer, with the approval of the Board of Selectmen to borrow a sum of money in the amount of \$1,000,000 pursuant to said Chapter 44B and pursuant to G.L. Chapter 44 Section 7 (3) or any other enabling authority, for the cost of said acquisition, and for costs incidental and related thereto, net of any gifts or grants that are received, and to issue bonds or notes therefor; or take any other action relative thereto  
*[Requested by the Community Preservation Committee]*

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**HOUSING AUTHORITY RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS WITH AMENDMENT: 9-0-0**

***Borrowing/Disposition of Land – 2/3's vote required***

Elaine Anderson moved that the Town vote to approve Article 2 as printed in the warrant provided that the source of funding shall be borrowing pursuant to G.L. c. 44B.

Robert Vetric moved to amend Article 2 to require that the Board of Selectmen assess the site's remediation liabilities prior to actually closing on the purchase of said property. **Amendment Passed.**

Sheila McGuinness moved to amend the motion by adding "and only in the event of adverse title issue, by eminent domain" after gift in the first sentence.

**Amendment Does Not Pass.**

**Motion As Amended Passed. For 198 Against 78 (2/3<sup>rd</sup>'s Vote Declared)**

**Article 3. Land Bank - Open Space Acquisition –74 Harry Kemp Way.** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain the fee interest in a certain parcel of real estate located at 74 Harry Kemp Way, owned by the Provincetown Theater Foundation, containing 2.0-acres, more or less, and described in a deed recorded with the Barnstable County Registry of Deeds in Book 19122, Page 159, on such terms and conditions as the Selectmen may determine; and to appropriate and borrow the sum of \$340,500 for such acquisition and all expenses incidental and related thereto, pursuant to Chapter 293 of the Acts of 1998 entitled, “An Act Relative to the Establishment of the Cape Cod Open Space Land Acquisition Program” (the so-called “Land Bank”), or any other enabling authority; and to issue bonds or notes of the Town therefor; provided that said land is to be conveyed to the Town of Provincetown under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may be hereafter amended, and other Massachusetts statutes relating to conservation and passive recreation, to be under the care, custody and control of the Provincetown Conservation Commission; and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen or other applicable boards or commissions to apply for and accept such funds; and further provided that the Board of Selectmen does not expend more than \$190,000 out of this appropriation unless the Board of Selectmen has received a written commitment from the Massachusetts Division of Conservation Services or other state or federal agency, non-profit foundations or other source of gifts or grants that at least \$150,000 of such \$340,500 shall be reimbursed to the Town; and further provided that the Board of Selectmen and the Conservation Commission be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition and grants; and further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C; or take any other action relative thereto.

*[Requested by the Open Space Committee and the Town Manager]*

**OPEN SPACE COMMITTEE RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-1**

**CONSERVATION COMMISSION RECOMMENDS: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS: 7-1-0**

*Borrowing/Disposition of Land – 2/3’s vote required*

Keith Bergman moved that the Town vote to approve Article 3 as printed in the warrant, with the following correcting amendment: the figure "\$150,000" to read "150,500", as the amount to be raised by grants within the total borrowing of \$340,500 and the limit of borrowing under the Land Bank of \$190,000.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 4. Land Bank Pre-acquisition Expenses.** To see if the Town will vote to transfer from the Land Bank Fund established under Chapter 293 of the Acts of 1998 the sum of \$30,000 to be expended under the direction of the Open Space Committee and the Town Manager for the funding of pre-acquisition expenses for potential Land Bank purchases, including but not limited to title searches and appraisals, updating of the Open Space Plan to qualify said purchases for state grants, and other costs associated therewith; or take any other action relative thereto.

*[Requested by the Open Space Committee and the Town Manager]*

**OPEN SPACE COMMITTEE RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-1**

**FINANCE COMMITTEE RECOMMENDS: 7-1-0**

Keith Bergman moved that the Town vote to approve Article 4 as printed in the warrant. **Motion Passed.**

**Article 5. Perfecting Land Transfers.** To see if the Town will authorize the Board of Selectmen to acquire by eminent domain, for general municipal purposes, including confirmation of the Town's title thereto, and for the purpose of conveyance, the parcel of land shown as "Parcel 4 Area = 1,975+ Sq.Ft." on a plan of land entitled "Plan of Land in Provincetown as Surveyed for the Town of Provincetown," dated November, 2005, revised through December 1, 2005, prepared by William N. Rogers Professional Civil Engineers & Land Surveyors, on file with the Town Clerk, said conveyance being previously authorized by the vote under Article 2 of the November 7, 2005 Special Town Meeting; and further, to see if the Town will authorize the Board of Selectmen to acquire by eminent domain, for general municipal purposes, including confirmation of the Town's title thereto, and for the purpose of conveyance, a portion of the parcel of land identified on Assessors Map as 07-4-070, which portion is shown on the sketch plan on file with the Town Clerk, said conveyance being previously authorized by the vote under Article 1 of the October 25, 2004 Special Town Meeting; and further, to see if the Town will authorize the Board of Selectmen to acquire by gift, purchase or eminent domain, for general municipal purposes, and for the purpose of conveyance, a portion of parcel of land known as the St. Peter's Cemetery, which portion is shown as "Parcel 1 Area = 53,976 Sq.Ft. 1.239+ Acres" on a plan of land entitled "Plan of Land in Provincetown as Surveyed for Town of Provincetown 'Cape End Manor'," dated September, 2005, prepared by William

N. Rogers, Professional Civil Engineers & Land Surveyors, on file with the Town Clerk, said acquisition being previously authorized by the vote under Article 1 of the October 25, 2004 Special Town Meeting or to take any other action relative thereto.

*[Requested by the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

*Disposition of Land – 2/3’s vote required*

Keith Bergman moved that the Town vote to approve Article 5 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>’s Vote Declared)**

**Article 6. Cape End Manor FY 2006 Supplemental Appropriation.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$200,000 to fund the operating budget for the Cape End Manor Nursing Home for the fiscal year beginning July first, two thousand and five, and further to raise and appropriate the supplemental amount of \$350,000 for the operating budget of the Cape End Manor Nursing Home for said Fiscal Year for a total appropriation of \$550,000, provided that the appropriation of the supplemental amount of \$350,000 shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c. 59, sec. 21C(m); or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-1-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$200,000 to fund the operating budget for the Cape End Manor Nursing Home for the fiscal year beginning July first, two thousand and five, and further to raise and appropriate the supplemental amount of \$350,000 for the operating budget of the Cape End Manor Nursing Home for said Fiscal Year for a total appropriation of \$550,000, provided that the appropriation of the supplemental amount of \$350,000 shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c. 59, sec. 21C(m).

Roslyn Garfield moved to divide the motion into two parts: 1) to raise and appropriate the sum of \$200,000 to fund the operating budget for the Cape End Manor Nursing Home for the fiscal year beginning July first, two thousand and five 2) to raise and appropriate the supplemental amount of \$350,000 for the operating budget of the Cape End Manor Nursing Home for said Fiscal Year to

be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c. 59, sec. 21C(m).

**Motion to Divide the Vote Does Not Pass (For 126 Against 192)**

**Motion Passed.**

**Article 7. Cape End Manor Building Repair Costs.** To see if the Town will vote to appropriate and borrow the sum of \$200,000 to be expended under the direction of the Town Manager for repairs to the Cape End Manor building which is to be leased by the Board of Selectmen to the New England Deaconess Association through the end of Phase I construction of the Seashore Point facility, and costs related thereto; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS \$100,000: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS \$100,000: 9-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

***Borrowing – 2/3's vote required***

Cheryl Andrews moved that Town vote to appropriate and borrow the sum of \$100,000 to be expended under the direction of the Town Manager for repairs to the Cape End Manor building which is to be leased by the Board of Selectmen to the New England Deaconess Association through the end of Phase I construction of the Seashore Point facility, and costs related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(3A), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 8. FY 2006 Budget Adjustments.** To see what amendments the Town will vote to make to the Fiscal Year 2006 operating budgets and enterprise funds established under Articles 2 and 3 of the April 4, 2005 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

***2/3's vote required***

Keith Bergman moved that the Town vote to make the following amendments to the Fiscal Year 2006 operating budgets established under Article 2 of the April 4, 2005 Annual Town Meeting to reduce use of the property tax levy by \$293,000 as follows:

(1) to reduce the following available funds and appropriations

ATM-01	Art5-1	Lopes Square	3,824
ATM-01	Art5-8	DPW Truck Storage	10,000
ATM-02	Art18	Survey Historical Resources	2,000
ATM-03	Art4-8	Cemetery Tractors	5,608
ATM-03	Art5	CEM Feasibility Study	2,000
ATM-04	Art10	27th Payroll	25,000
ATM-05	421-A	DPW personal services	35,000
ATM-05	421-B	DPW expense	3,500
ATM-05	482-B	Airport - expense	15,000
		<i>Sub-total</i>	\$101,932

(2) To increase the following appropriations:

ATM-05	151-B	Legal Expense - expenses	\$52,432
ATM-05	182-B	Historical Commission	500
ATM-05	192-B	DPW Bldgs & Grounds	36,000
ATM-05	422-B	DPW Highway Expenses	13,000
		<i>Sub-total</i>	\$101,932

(3) to amend the source of funding for said Article 2, Division II, Finance, so that the vote for said Division II reads as follows: “to raise and appropriate the sum of ~~\$6,210,123~~ \$5,937,123, transfer from Sale of Town Property Account the sum of \$243,000, and transfer from the Stabilization Fund the sum of ~~\$388,000~~ \$418,000, for a total of \$6,598,123 to fund operating budgets for the several Town departments for Fiscal Year 2006 under budget Division II, Finance, as requested by the Board of Selectmen”; and

(4) to amend the source of funding for said Article 2, Division III, Public Safety, so that the vote for said Division III reads as follows: “to raise and appropriate the sum of ~~\$3,071,275~~ \$3,051,275, and transfer from the Municipal Waterways Fund the sum of ~~\$5,300~~ \$25,300, for a total of \$3,076,575, to fund operating budgets for the several Town departments for Fiscal Year 2006 under budget Division III, Public Safety, as requested by the Board of Selectmen.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 9. Increase Length of Borrowing from 10 to 20 years for SBA-Reimbursable School Building Improvements.** To see if the Town will vote to amend its vote under Article 7 of the April 1, 2001 Special Town Meeting by increasing the length of borrowing authorized thereunder from 10 to 20 years, so that said article reads as follows: “voted to appropriate and borrow the sum of \$7,000,000, to be expended under the direction of the School Building Committee, which has been appointed by the School Committee, for the purpose of providing rehabilitated and renovated facilities for the Provincetown Public Schools, including Provincetown High School on Winslow Street and Veteran’s Memorial

Elementary School on Mayflower Lane, and including, but not limited to, design services, construction bids, and reconstruction, rehabilitation, remodeling, and renovation of such facilities and for other expenses related thereto and, that to raise said appropriation the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to issue bonds and/or notes of the Town therefore, pursuant to Chapter 44 of the General Laws or any other enabling authority for a period of ~~ten~~ *twenty* years; and to the extent that any State, Federal or other funds are or become available for the purposes set forth above, to authorize the School Building Committee, the School Committee, and the Superintendent of Schools to apply for and accept such funds; and provided further that, within compliance of the minimum school spending requirements of M.G.L. Chapter 70, half of the local debt service cost shall be paid from the school department through one or more of the following ways: (1) operating budget for said ~~ten~~ *twenty* -year period; (2) the sale or lease of the annex; or (3) other options that may arise, provided, however, that any bonds or notes issued hereunder are general obligations of the Town;” or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-1-0**

*Borrowing – 2/3’s vote required*

Michele Couture moved that the Town vote to approve Article 9 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>’s Vote Declared)**

**Article 10. Insurance Proceeds: Harbormaster’s Boat Repairs.** To see if the Town will vote to appropriate from the insurance proceeds reserve the sum of \$45,665 to be expended under the direction of the Town Manager and the Provincetown Public Pier Corporation for repairs to the harbormaster’s patrol boat, or to take any other action relative thereto.

*[Requested by the Provincetown Public Pier Corporation and the Town Manager]*

**PPPC BOARD OF DIRECTORS RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Cheryl Andrews moved that the Town vote to approved Article 10 as printed in the warrant. **Motion Passed.**

**Article 11. Cost of living increase adjustment to 17D Surviving Spouse, Minor Child, or Elderly Person exemption for Fiscal Year 2006.** To see if the Town will vote to add an annual, cumulative cost-of-living increase to exemptions granted under M.G.L. c. 59, §5, Clause 17D, Surviving Spouse, Minor Child, or Elderly

Persons for fiscal year 2006 cost-of-living increase by 2.8%, or to take any other action thereto.

*[Requested by the Board of Assessors]*

**BOARD OF ASSESSORS RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Gregory Muse moved that the Town vote to add an annual, cumulative cost-of-living increase to exemptions granted under M.G.L. c. 59, §5, Clause 17D, Surviving Spouse, Minor Child, or Elderly Persons for fiscal year 2006 cost-of-living increase by 2.8%. **Motion Passed.**

**Article 12. Fireworks.** To see if the Town will vote to transfer from the unexpended balance in Article 30, Item 4 of the April 7, 2003 Annual Town Meeting, *Historic Walking Trail*, the sum of \$32,100 to be expended under the direction of the Town Manager, the Chief of Police, and the Director of Public Works for a fireworks celebration; and costs associated therewith, or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 4-1-0**

**FINANCE COMMITTEE RESERVES RECOMMENDATION**

Cheryl Andrews moved that the Town vote to indefinitely postpone action of Article 12. **Motion Passed.**

**Mary-Jo Avellar moved to dissolve Special Town Meeting.**

**Motion Passed.**

**Special Town Meeting dissolved at 9:55 p.m. on Monday, April 3, 2006.**

## **Special Town Meeting - Monday, Nov. 13, 2006**

Town Moderator Mary-Jo Avellar convened the Special Town Meeting at 6:00 p.m. on November 13, 2006.

(1) Cheryl Andrews moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

(2) Cheryl Andrews moved that the Town vote to grant permission to speak at the November 13, 2006 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Alexandra Heilala, *Town Accountant*; Rob Adams, *Metcalf & Eddy*; Bill Burke, *Woodward & Curran*; Jane Evans, *Health Agent*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; John Goodrich, *Wastewater Facilitator*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Acting Assistant Town Manager*; Maxine Notaro, *Permit Coordinator*; and Dr. Floriano Pavao, *PHS Principal*; Tracy Roderick, *Recreation Director*; Warren Tobias, *Staff Sergeant*; Betty White, *Adm. Assistant for Business and Finance, School Department*. **Motion Passed.**

(3) Cheryl Andrews moved that on all matters to come before the November 13, 2006 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. Wastewater Optimization and Expansion - Borrowing Authorization.**

To see if the Town will vote to appropriate and borrow the sum of \$6,200,000, to be expended under the direction of the Town Manager and the Board of Selectmen for the development of plans and specifications for optimization and expansion to the Town's sewerage systems, and including without limitation all costs defined under C.29C, §1 of the General Laws; and to raise said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C.44, §7(1) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the project cost to the Town upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**WATER & SEWER BOARD RECOMMENDS: 3-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 4-0-0**

**ECONOMIC DEVELOPMENT COUNCIL RECOMMENDS: 4-0-0**

***Borrowing: 2/3's vote required under MGL C.44***

Cheryl Andrews moved that the Town vote to approve Article 1 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 2. Zoning By-Law Amendment: Growth Management Surplus Gallonage Pool.** To see if the Town will vote to amend the Zoning By-laws, Section 6600(3) to add an initial amount to the Surplus Gallonage Pool available for allotment to Category 5 (Economic Development pursuant to an Economic Development Permit), by adding the italicized language so that said section reads as follows: “3. *Initially, 5,000 gpd shall be allotted for assignment for General Use Category 5.* Gallonage in the Surplus Gallonage Pool shall be allocated to General Use Category 5 as such gallonage accrues.” or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Economic Development Council]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**ECONOMIC DEVELOPMENT COUNCIL RECOMMENDS: 4-0-3**

**PLANNING BOARD RECOMMENDS: 5-0-0**

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**Zoning Amendment: 2/3’s vote required**

David Nicolau moved that the Town vote to approve Article 2 as printed in the warrant.

Astrid Berg moved to indefinitely postpone Article 2.

**Motion to Indefinitely Postpone Does Not Pass.**

**Motion Passed. (2/3<sup>rd</sup>’s Vote Declared)**

**Article 3. Endorsement of the U.S. Mayors’ Climate Protection Agreement.** To see if the Town will vote to approve this endorsement recognizing the importance of confronting the growing threat of global warming and join an alliance of towns, municipal (state, federal and local) agencies, and private entities that support the following U.S. Mayors Climate Protection Agreement.

**WHEREAS**, the U.S. Conference of Mayors has previously adopted strong policy resolutions calling for cities, communities and the federal government to take actions to reduce global warming pollution; and

**WHEREAS**, the Inter-Governmental Panel on Climate Change (IPCC), the international community’s most respected assemblage of scientists, has found that climate disruption is a reality and that human activities are largely responsible for increasing concentrations of global warming pollution; and

**WHEREAS**, recent, well-documented impacts of climate disruption include average global sea level increases of four to eight inches during the 20th century; a 40 percent decline in Arctic sea-ice thickness; and nine of the ten hottest years on record occurring in the past decade; and

**WHEREAS**, climate disruption of the magnitude now predicted by the scientific community will cause extremely costly disruption of human and natural systems

throughout the world including: increased risk of floods or droughts; sea-level rises that interact with coastal storms to erode beaches, inundate land, and damage structures; more frequent and extreme heat waves; more frequent and greater concentrations of smog; and

**WHEREAS**, on February 16, 2005, the Kyoto Protocol, an international agreement to address climate disruption, went into effect in the 141 countries that have ratified it to date; 38 of those countries are now legally required to reduce greenhouse gas emissions on average 5.2 percent below 1990 levels by 2012; and

**WHEREAS**, the United States of America, with less than five percent of the world's population, is responsible for producing approximately 25 percent of the world's global warming pollutants; and

**WHEREAS**, the Kyoto Protocol emissions reduction target for the U.S. would have been 7 percent below 1990 levels by 2012; and

**WHEREAS**, many leading US companies that have adopted greenhouse gas reduction programs to demonstrate corporate social responsibility have also publicly expressed preference for the US to adopt precise and mandatory emissions targets and timetables as a means by which to remain competitive in the international marketplace, to mitigate financial risk and to promote sound investment decisions; and

**WHEREAS**, state and local governments throughout the United States are adopting emission reduction targets and programs and that this leadership is bipartisan, coming from Republican and Democratic governors and mayors alike; and

**WHEREAS**, many cities throughout the nation, both large and small, are reducing global warming pollutants through programs that provide economic and quality of life benefits such as reduced energy bills, green space preservation, air quality improvements, reduced traffic congestion, improved transportation choices, and economic development and job creation through energy conservation and new energy technologies; and

**WHEREAS**, mayors from around the nation have signed the U.S. Mayors Climate Protection Agreement which, as amended at the 73rd Annual U.S. Conference of Mayors meeting, reads:

**The U.S. Mayors Climate Protection Agreement**

- A. We urge the federal government and state governments to enact policies and programs to meet or beat the target of reducing global warming pollution levels to 7 percent below 1990 levels by 2012, including efforts to: reduce the United States' dependence on fossil fuels and accelerate the development of clean, economical energy resources and fuel-efficient technologies such as conservation, methane recovery for energy generation, waste to energy, wind and solar energy, fuel cells, efficient motor vehicles, and biofuels;
- B. We urge the U.S. Congress to pass bipartisan greenhouse gas reduction legislation that includes 1) clear timetables and emissions limits and 2)

a flexible, market-based system of tradable allowances among emitting industries; and

- C. We will strive to meet or exceed Kyoto Protocol targets for reducing global warming pollution by taking actions in our own operations and communities such as:
1. Inventory global warming emissions in Town operations and in the community, set reduction targets and create an action plan.
  2. Adopt and enforce land-use policies that reduce sprawl, preserve open space, and create compact, walkable urban communities;
  3. Promote transportation options such as bicycle trails, commute trip reduction programs, incentives for car pooling and public transit;
  4. Increase the use of clean, alternative energy by, for example, investing in “green tags”, advocating for the development of renewable energy resources, recovering landfill methane for energy production, and supporting the use of waste to energy technology;
  5. Make energy efficiency a priority through building code improvements, retrofitting Town facilities with energy efficient lighting and urging employees to conserve energy and save money;
  6. Purchase only Energy Star equipment and appliances for Town use;
  7. Practice and promote sustainable building practices using the U.S. Green Building Council’s LEED program or a similar system;
  8. Increase the average fuel efficiency of municipal fleet vehicles; reduce the number of vehicles; launch an employee education program including anti-idling messages; convert diesel vehicles to bio-diesel;
  9. Evaluate opportunities to increase pump efficiency in water and wastewater systems; recover wastewater treatment methane for energy production;
  10. Increase recycling rates in Town operations and in the community;
  11. Maintain healthy urban forests; promote tree planting to increase shading and to absorb CO<sub>2</sub>; and
  12. Help educate the public, schools, other jurisdictions, professional associations, business and industry about reducing global warming pollution.

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Keith Bergman moved that the Town vote to approve Article 3 as printed in the warrant. **Motion Passed.**

**Article 4. Cape Cod Renewable Fuels Partnership Declaration of Support.** To see if the Town will vote to approve this endorsement recognizing the importance of confronting the growing threat of global warming and join an alliance of towns, municipal (state, federal and local) agencies, and private entities that support the following U.S. Mayors Climate Protection Agreement.

**1.0 BACKGROUND**

WHEREAS, petroleum fuel and its combustion by-products are made up of many toxic components that directly threaten the health and welfare of Cape Cod; and

WHEREAS, dependence on oil and petroleum fuels for our energy needs not only endangers human health, but also threatens national security, the economy, and the environment with significant impacts to flora, fauna, air, water, and natural habitat due to leaks, spills, emissions, and discharges of petroleum-related toxins; and

WHEREAS, Cape Cod's economy and its citizens have been suffering the effects of over-dependence on oil, enduring significant fluctuations in gas prices, supply availability, and now direct threats to our safety due to the volatile nature of the international oil economy; and

WHEREAS, biofuels, such as biodiesel and ethanol, can be produced from United States grown agricultural products such as; soy, corn, and sugarcane, or extracted from waste products like used cooking oil or wood wastes; and

WHEREAS, biofuels are highly compatible with today's vehicle technologies, requiring few or no modifications to the vehicles; and

WHEREAS, biomass fuels include emissions of carbon dioxide which is largely offset by the carbon dioxide captured in its own creation so the net carbon dioxide emissions produced by using biofuels, in lieu of the use of fossil fuel emissions, could significantly reduce greenhouse gas emissions that contribute to global warming; and

WHEREAS, The Cape Cod Renewable Fuels Partnership (Partnership) was established to explore the viability of renewable fuels for Cape Cod, and the Partnership is committed to expanding the use of renewable fuels by: providing a forum to educate potential users and support opportunities for funding and collaboration, identifying potential renewable fuel markets and infrastructure needs for Cape Cod, developing recommendations and steps required to make the use of renewable fuels viable and maximize economic benefits through the development of cooperative efforts.

NOW, THEREFORE, the parties to this declaration support the following objective: To develop and support an alliance of government agencies (municipal, county, state, and federal) and private entities (businesses, non-profits, and interested individuals) in order to establish a critical mass of renewable fuel vehicles and infrastructure to make the use of renewable fuels viable and maximize economic benefits through the development of cooperative efforts.

**2.0 PARTIES TO THIS DECLARATION AGREE TO:**

**FIRST** – BE IT RESOLVED that the parties to this agreement will participate in and support the Cape Cod Renewable Fuels Partnership Strategic Implementation Plan (Appendix A).

**SECOND** - BE IT RESOLVED that the parties to this agreement will support the use and development of renewable fuels on Cape Cod by:

When appropriate, replacing existing vehicles appropriate for ethanol fuels with “Flex Fuel” vehicles, of similar size and class, capable of operating with 85% ethanol fuel blends as they are retired. These vehicles will be operated on E85 when fuel is available and doing so is viable based on economic and ecologic considerations

Agreeing to use biodiesel blends, where appropriate and viable based on economic and ecologic considerations. The biodiesel fuel applications to be considered should include: On and off-road vehicles and equipment, Marine vessels, Heating oil equipment, Direct and standby generators and other potential substitutes for standard diesel applications.

Considering other low emission, efficient, and or renewable transportation technologies.

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Keith Bergman moved that the Town vote to approve Article 4 as printed in the warrant. **Motion Passed.**

**Article 5. Fourth Town Landing – Disposition of Former Fire House No. 2.** To see if the Town will vote to accept the alteration of the layout of the Fourth Landing as shown on the plan on file with the Town Clerk and to transfer the care, custody, management and control of the entire Fourth Landing from the Board of Selectmen for the purpose of a town landing to the Board of Selectmen for the purposes of a town landing and for conveyance or lease, and to authorize the Board of Selectmen to convey a portion of the Fourth Landing, on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate, provided that, in the case of conveyance, the Board of

Selectmen reserve the fee or a permanent easement to use, and allow the public at large to use, the land within the altered layout as a town landing, and, in the case of lease, the Board of Selectmen; exclude from the lease the land within the altered layout, for continued use as a town landing; and to authorize the Board of Selectmen to petition the General Court for a special act as set forth below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition:

*An Act Relative to Non-Applicability of Certain Provisions of the Zoning Act and Bylaw and Subdivision Control Act and Regulations to Firehouse #2 in Provincetown*

SECTION ONE. Notwithstanding the provisions of sections 81K through 81GG of general laws chapter 41 and the regulations adopted thereunder by the Provincetown Planning Board, the Barnstable County Registry of Deeds shall accept for filing or recording a plan prepared by a licensed surveyor that divides the area known as the fourth town landing, shown on Provincetown' assessors map 11, block 1 as lot 009 and 009A, into a lot containing 2,028 square feet, more or less, to contain the building known as Firehouse No. 2 (defined herein as the "Firehouse Lot"), and a parcel containing 5,731 square feet, more or less, to be retained by the town of Provincetown as a town landing (defined herein as the "Altered Landing"), whether or not such plan is endorsed "subdivision approval not required" by the Provincetown Planning Board.

SECTION TWO. Notwithstanding the provisions of chapter 40A of the general laws or of any zoning bylaw enacted thereunder by the town of Provincetown, the building located upon the Firehouse Lot and known as Firehouse No. 2 may be structurally changed or altered, but not extended, subject to such approvals as may be required from the Provincetown Historical Commission or Massachusetts Historical Commission, to provide for its use as a single-family residence or any other use permitted now or hereafter within the district in which said building is located, notwithstanding that the Firehouse Lot may not comply with the area, frontage, width and depth requirements of the Provincetown zoning bylaw and notwithstanding that said building may not comply with the yard, lot coverage or other dimensional requirements of the Provincetown zoning bylaw, and after being so structurally changed or altered, said building shall enjoy the exemption provided under the first sentence of section 6 of said chapter 40A as to further alteration, reconstruction, extension or structural change of single or two-family residential structures that do not increase the nonconforming nature of said structure.

SECTION THREE. The town of Provincetown may transfer the care, custody, management and control of the Firehouse Lot from the board of selectmen for the purpose of a public landing to the board of selectmen for the purpose of conveyance and may convey the fee or any lesser interest in said Lot or may enter into a lease for any number of years with respect to said Lot, and may convey an easement for access and utilities appurtenant to said Lot, or include in said lease a right of access over, the Altered Landing, said transfer and conveyance being hereby approved under Article 97 of the Amendments to the Massachusetts Constitution.

SECTION FOUR. This act shall take effect upon its passage. or take any other action relative thereto.  
*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

*Disposition of Land – 2/3’s vote required*

Cheryl Andrews moved that the Town vote to accept the alteration of the layout of the Fourth Landing as shown on the plan on file with the Town Clerk and to transfer the care, custody, management and control of the entire Fourth Landing from the Board of Selectmen for the purpose of a town landing to the Board of Selectmen for the purposes of a town landing and for conveyance, and to authorize the Board of Selectmen to convey the portion of the Fourth Landing that is approximately shown on said plan as “Fire Station No. 2” and contain 2,028 square feet, more or less, together with easement for access and utilities over the remaining portion of the Fourth Landing for the benefit of the Fire Station No. 2, on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate, provided that the conveyance will include covenants requiring rehabilitation of former Fire House No. 2, such covenants to be prepared by the Board of Selectmen in consultation with the Provincetown Historical Commission; and to authorize the Board of Selectmen to petition the General Court for a special act as set forth below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition.

An Act Relative to Non-Applicability of Certain Provisions of the Zoning Act and Bylaw and Subdivision Control Act and Regulations to Firehouse #2 in Provincetown

Section one. Notwithstanding the provisions of sections 81K through 81GG of general laws chapter 41 and the regulations adopted thereunder by the Provincetown Planning Board, the Barnstable County Registry of Deeds shall accept for filing or recording a plan prepared by a licensed surveyor that divides the area known as the fourth town landing, shown on Provincetown assessors map 11, block 1 as lot 009 and 009A, into a lot containing 2,028 square feet, more or less, to contain the building known as Firehouse No. 2 (defined herein as the “Firehouse Lot”), and a parcel containing 5,731 square feet, more or less, to be retained by the town of Provincetown as a town landing (defined herein as the “Altered Landing”), whether or not such plan is endorsed “subdivision approval not required” by the Provincetown Planning Board.

Section two. Notwithstanding the provisions of chapter 40A of the general laws or of any zoning bylaw enacted thereunder by the town of Provincetown, the building located upon the Firehouse Lot and known as Firehouse No. 2 may be structurally changed or altered, but not extended, subject to such approvals as may be required from the Provincetown Historical Commission, the Provincetown Historic District Commission, or Massachusetts Historical Commission, to provide for its use as a single-family residence or any other use permitted now or hereafter within the district in which said building is located, notwithstanding that the Firehouse Lot may not comply with the area, frontage, width and depth requirements of the Provincetown zoning bylaw and notwithstanding that said building may not comply with the yard, lot coverage or other dimensional requirements of the Provincetown zoning bylaw, and after being so structurally changed or altered, said building shall enjoy the exemption provided under the first sentence of section 6 of said chapter 40A as to further alteration, reconstruction, extension or structural change of single or two-family residential structures that do not increase the nonconforming nature of said structure.

Section three. The town of Provincetown may transfer the care, custody, management and control of the Firehouse Lot from the board of selectmen for the purpose of a public landing to the board of selectmen for the purpose of conveyance and may convey the fee or any lesser interest in said Lot, and may convey an easement for access and utilities appurtenant to said Lot over the Altered Landing, said transfer and conveyance being hereby approved under Article 97 of the Amendments to the Massachusetts Constitution.

Section four. This act shall take effect upon its passage.

Austin Knight moved to indefinitely postpone Article 5.

**Motion to Indefinitely Postpone Passed.**

**Article 6. *Fireworks Expenses.*** To see if the Town will to raise and appropriate or transfer from available funds the sum of \$14,751 for fireworks expenses; or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0  
FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-0**

Keith Bergman moved to indefinitely postpone Article 6. **Motion Passed.**

**Article 7. *Fund Collective Bargaining Agreements.*** To see what sums the Town will vote to raise and appropriate or transfer from available funds to fund collective bargaining agreements; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0  
FINANCE COMMITTEE RESERVES RECOMMENDATION**

Keith Bergman moved that the Town vote to indefinitely postpone action on Article 7. **Motion Passed.**

**Article 8. *FY 2007 Budget Adjustments.*** To see what amendments the Town will vote to make to the Fiscal Year 2007 operating budgets and enterprise funds established under the April 3, 2006 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0  
FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Keith Bergman moved that the Town vote to amend its vote under Article 2, Division III, Public Safety, of the April 3, 2006 Annual Town Meeting so that the sum of \$135,000 is transferred from the Municipal Waterways Improvement and Maintenance Fund to fund the 295 Marine budget for FY 2007, and the sum of \$3,022,186 is raised and appropriated, for a total of \$3,157,186, to fund operating budgets for the several Town departments for Fiscal Year 2007 under budget Division III, Public Safety. **Motion Passed.**

**Article 9. *Massachusetts Highway Department Chapter 90 Funds for Road and Sidewalk Construction and Repairs.*** To see if the Town will vote to appropriate funds available from the Massachusetts Highway Department in the amounts of \$82,051 and \$37,856, for a total of \$119,907, for the undertaking of road and sidewalk construction and repairs under the provisions of Section

34(2)(a) of Chapter 90 of the General Laws, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Keith Bergman moved that the Town vote to approve Article 9 as printed in the warrant. **Motion Passed.**

**Article 10. Accept MGL C.39, §23D Town Board Quorums at Adjudicatory Hearings.** To see if the Town will vote to accept, for all boards, committees, or commissions holding adjudicatory hearings in the Town, the provisions of Section 23D of Chapter 39 of the General Laws, which provide that a member of a board, committee, or commission holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to the member's absence from one session of such hearing, provided that certain conditions are met; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 4-0-0**

**PLANNING BOARD HAS NO RECOMMENDATION**

**CONSERVATION COMMISSION RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Cheryl Andrews moved that the Town vote to accept, for all boards, committees, or commissions holding adjudicatory hearings in the Town, the provisions of Section 23D of Chapter 39 of the General Laws, which provide that a member of a board, committee, or commission holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to the member's absence from one session of such hearing, provided that certain conditions are met.

**Motion Passed.**

**Article 11. Accept C.137 of the Acts of 2003, as amended: Military Leaves of Absence.** To see if the Town will vote to accept section 1 of chapter 137 of the Acts of 2003, as amended by section 1 of chapter 77 of the Acts of 2005, to require the Town to pay employees of the Town who have been granted a military leave of absence because the employee is a member of the army national guard, the air national guard or a reserve component of the armed forces of the United States called to active service in the armed forces of the United States after September 11, 2001, the employee's regular base salary reduced by any amount received from the United States as base pay for military service performed during

the same pay period, as further described in said chapter 137 of the Acts of 2003 and chapter 77 of the Acts of 2005; or to take any other action relative thereto.  
[Requested by the Town Manager and the Veterans Agent]

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Keith Bergman moved that the Town vote to accept section 1 of chapter 137 of the Acts of 2003, as amended by section 1 of chapter 77 of the Acts of 2005, as printed in the warrant. **Motion Passed.**

**Article 12. Zoning By-Law Amendment: Growth Management Change of Use: Affordable Housing Requirement.** To see if the Town will vote to amend the Provincetown Zoning By-laws to allow a change of use from non-residential use to residential use through the issuance of a Special Permit by the Zoning Board of Appeals, contingent upon the lot complying with Title V of the State Sanitary Code and the requirement that the creation of 5 or more new dwelling units will include an affordable housing set-aside of 33%, by

(a) adding the italicized language so that said Section 4100 reads as follows:

**“Section 4100 Dwelling Units and Commercial Accommodation** The following requirements shall apply to new development for multi-family dwellings or commercial accommodations, or to conversion of existing premises through change in use (*see 4170*), occupancy, tenure or structure to result in use for more dwellings or guest units than as of July 1, 1978, or to construction or conversion resulting in three or more dwelling units on a lot. Where other provisions of this By-Law or other controls are more restrictive, those more restrictive requirements shall apply and take precedence.”;

(b) by changing the numbering sequence for Article 4 Sections 4170 and 4180, so that said Section 4170 shall be renumbered as Section 4164 and said Section 4180 shall be renumbered as Section 4165;

(c) and by adding the following Article 4 Section 4170:

**“4170 Change of Use** Any change of use on a lot from a non-residential use to a residential use, or a boarding, lodging or tourist homes use, to a residential use regardless whether other Special Permits or Variances are required, must comply with the following conditions:

i. Such change of use shall be authorized with a Special Permit from the Zoning Board of Appeals as provided for in Section 5300, which may require a Development Impact Statement as specified in Article 5, Section 5331.

ii. Obtain a finding of compliance with Title V of the State Sanitary Code, as determined by the Board of Health, such compliance to be certified by a Registered Engineer.

iii. Such change of use resulting in the creation of five (5) or more dwelling units shall be required to set aside a minimum of 33% of the total number of dwelling units for affordable housing as defined in Article 1 of these By-laws.

- iv. The project must comply with the provisions of Article 4, Section 4100.  
 v. None of the above shall relieve the applicant of complying with other provisions of these By-Laws.” ;  
 or to take any other action relative thereto.  
*[Requested by the Provincetown Local Housing Partnership]*

**LOCAL HOUSING PARTNERSHIP RECOMMENDS AS AMENDED: 5-0-0**  
**HOUSING AUTHORITY RECOMMENDS: 4-0-0**  
**BOARD OF SELECTMEN RECOMMENDS AS AMENDED BY LOCAL**  
**HOUSING PARTNERSHIP: 3-2-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**ECONOMIC DEVELOPMENT COUNCIL RECOMMENDS INDEFINITE**  
**POSTPONEMENT: 4-0-3**  
**PLANNING BOARD RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-3-0**

*Zoning Amendment: 2/3's vote required*

Arturo Alon moved to amend the Provincetown Zoning By-laws to allow a change of use from non-residential use to residential use through the issuance of a Special Permit by the Zoning Board of Appeals, contingent upon the lot complying with Title V of the State Sanitary Code and the requirement that the creation of 5 or more new dwelling units will include an affordable housing and/or community housing set-aside of 33%, by

- (a) adding the italicized language so that said Section 4100 reads as follows:  
**“Section 4100 Dwelling Units and Commercial Accommodation** The following requirements shall apply to new development for multi-family dwellings or commercial accommodations, or to conversion of existing premises through change in *use (see 4170)*, occupancy, tenure or structure to result in use for more dwellings or guest units than as of July 1, 1978, or to construction or conversion resulting in three or more dwelling units on a lot. Where other provisions of this By-Law or other controls are more restrictive, those more restrictive requirements shall apply and take precedence.”;
- (b) by changing the numbering sequence for Article 4 Sections 4170 and 4180, so that said Section 4170 shall be renumbered as Section 4164 and said Section 4180 shall be renumbered as Section 4165;
- (c) and by adding the following Article 4 Section 4170:  
**“4170 Change of Use** Any change of use on a lot from a non-residential use or a boarding, lodging or tourist homes use, to a residential use other than a boarding, lodging or tourist homes use, regardless whether other Special Permits or Variances are required, must comply with the following conditions:  
 i. Such change of use shall be authorized with a Special Permit from the Zoning Board of Appeals as provided for in Section 5300, which may require a Development Impact Statement as specified in Article 5, Section 5331.

- ii. Obtain a finding of compliance with Title V of the State Sanitary Code, as determined by the Board of Health, such compliance to be certified by a Registered Engineer.
- iii. Such change of use resulting in the creation of five (5) or more dwelling units shall be required to set aside a minimum of 33% of the total number of dwelling units for affordable housing or community housing, as defined in Article 1 of these By-laws, or a combination of affordable housing and community housing. The mix of affordable housing and community housing shall be determined by the Zoning Board of Appeals, in consultation with the Provincetown Local Housing Partnership.
- iv. The project must comply with the provisions of Article 4, Section 4100.
- v. None of the above shall relieve the applicant of complying with other provisions of these By-Laws.”

Howard Burchman moved to indefinitely postpone Article 12.

**Motion to Indefinitely Postpone Article 12 Does Not Pass.**

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 13. General By-law Amendment: Noise Regulations for Street Performers.** To see if the town will vote to remove the by-law exception stated below: 9-4-9, and 9-4-10, making street performers subject to the same noise regulations as everyone else.

**13-2-6-1. Noise permitted by person in charge.** No person occupying or having charge of any building, premises, mobile or stationary vehicle, or any part thereof, shall cause, suffer or allow unnecessary loud, excessive or unusual noise (regardless of its nature, source or manner of production or reproduction) to be audible at a distance of fifty (50) feet or more from the point of origin.

**9-4-9. Exclusivity.** The provisions of this bylaw shall take precedence over any other town bylaws applicable to street performances. To the extent that other town regulations or bylaws are applicable and are inconsistent with this bylaw, this bylaw shall govern.

**9-4-10. Peace and quiet.** A performance in accordance with this bylaw shall be presumed not to constitute a “noise nuisance,” “disorderly conduct,” or an “excessive musical or other noise” in violation of 13-1-2 or 13-2-6.

or to take any other action relative thereto.

*[Requested by Tom Osterink and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 4-0-1  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Tom Osterink moved that the Town vote to amend the General By-laws by removing the by-law exceptions set forth in Sections 9-4-9 and 9-4-10 making street performers subject to the same noise regulations as everyone else.

**Motion Passed.**

**Article 14. Abolish the Historic District Commission.** To see if the Town will vote as follows: Whereas the Historic district commission has repeatedly made decisions with total disregard to public safety, the safety of emergency personnel and the safety of the community as a whole. Whereas the Historic District committee has repeatedly made decisions that are based on personal opinion and are subjective with no clear criteria or set standards. Whereas the Historic District Commission has repeatedly made decisions with total disregard to energy conservation and the maintenance costs of property owners, I move to see if the town will vote to abolish the Historic District Commission, or to take any other action relative thereto.

*[Requested by Jonathan Sinaiko and others]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0**  
**HISTORIC DISTRICT COMMISSION DOES NOT RECOMMEND: 5-0-0**  
**ECONOMIC DEVELOPMENT COUNCIL RECOMMENDS: 4-0-3**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Jonathan Sinaiko moved that the Town vote as follows: Whereas the Historic district commission has repeatedly made decisions with total disregard to public safety, the safety of emergency personnel and the safety of the community as a whole. Whereas the Historic District committee has repeatedly made decisions that are based on personal opinion and are subjective with no clear criteria or set standards. Whereas the Historic District Commission has repeatedly made decisions with total disregard to energy conservation and the maintenance costs of property owners, therefore I move that the town vote to abolish the Historic District Commission.

Eric Dray moved that the Town vote to indefinitely postpone action on Article 14. **Motion to Indefinitely Postpone Passed.**

Town Moderator Mary-Jo Avellar motioned to dissolve the November 13, 2006 Special Town Meeting at 9:40 p.m. **Motion Passed.**

**November 13, 2006 Special Town Meeting dissolved at 9:40 p.m.**

<b>Annual Town Election - May 2, 2006</b>
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**Total Registered Voters = 2,970**

**Total Votes Cast = 1,219**

<b>Moderator - 3 Yrs TOTAL</b>	<b>Charter Enforcement</b>	<b>Library Trustees - 1 Yr</b>
<i>Vote for One</i>	<b>3 Yrs</b>	<i>Vote for One</i>
Avellar 897	<i>Vote for Two</i>	Metzger 819
Blank 245	Wagar 764	Blank 400
Write-ins (C. Snow) 52	Blank 1,666	Write-ins 0
Write-ins 25	Write-ins 8	<b>TOTAL</b> 1,219
<b>TOTAL</b> 1,219	Write-ins 0	
	<b>TOTAL</b> 2,438	<b>Housing Authority - 4 Yrs</b>
<b>Selectmen - 3 Yrs</b>	<b>Charter Enforcement</b>	<i>Vote for One</i>
<i>Vote for One</i>	<b>2 Yrs</b>	Carroll-Bergman 633
Nicolau 532	<i>Vote for One</i>	Blank 574
Costa 199	Blank 1,184	Write-ins 12
Federico 452	Write-ins (Jeanine Webb) 19	<b>TOTAL</b> 1,219
Blank 33	Write-ins 16	
Write-ins 3	<b>TOTAL</b> 1,219	<b>Housing Authority - 2 Yrs</b>
<b>TOTAL</b> 1,219		<i>Vote for One</i>
		Jacobsen 810
<b>School Committee - 3 Yrs</b>	<b>Charter Enforcement</b>	Blank 408
<i>Vote for Two</i>	<b>1 Yr</b>	Write-ins 1
Nelson 703	<i>Vote for One</i>	<b>TOTAL</b> 1,219
Patrick 567	Blank 1,205	
Rogers 457	Write-ins 14	<b>Ballot Question 1</b>
Blank 707	Write-ins 0	<i>Proposition 2 1/2 Override</i>
Write-ins 4	<b>TOTAL</b> 1,219	Yes 631
<b>TOTAL</b> 2,438		No 528
	<b>Library Trustees - 3 Yrs</b>	Blank 60
	<i>Vote for Two</i>	<b>TOTAL</b> 1,219
	Fair 843	
	Noyes 777	
	Blank 816	
	Write-ins 2	
	<b>TOTAL</b> 2,438	

<b>State Primary Election - September 19, 2006</b>
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**DEMOCRATIC PARTY****Total Democrats Voting = 1,154**

<b>Senator in Congress</b>	<b>Treasurer</b>	<b>Representative in General Court</b>
Edward M. Kennedy 1,087	Timothy P. Cahill 816	Ronald J. Bergstrom 83
Blank 67	Blank 338	Raymond C. Gottwald 177
Write-in 0	Write-in 0	Sarah K. Peake 865
<b>Total 1,154</b>	<b>Total 1,154</b>	Blank 29
		Write-in 0
<b>Governor</b>	<b>Auditor</b>	<b>Total 1,154</b>
Christopher F. Gabrieli 152	A. Joseph DeNucci 800	
Deval L. Patrick 874	Blank 354	
Thomas F. Reilly 113	Write-in 0	<b>District Attorney</b>
Blank 15	<b>Total 1,154</b>	Blank 1,144
Write-in 0		Write-in 10
<b>Total 1,154</b>	<b>Representative in Congress</b>	<b>Total 1,154</b>
	William D. Delahunt 961	
<b>Lieutenant Governor</b>	Deborah S. Goldberg 497	<b>Clerk of Courts</b>
Timothy P. Murray 169	Blank 193	Blank 1,148
Andrea C. Silbert 344	Write-in 0	Write-in 6
Blank 144	<b>Total 1,154</b>	<b>Total 1,154</b>
Write-in 0		
<b>Total 1,154</b>	<b>Councillor</b>	<b>Register of Deeds</b>
	Carole A. Fiola 320	Blank 1,150
	Kelly Kevin Lydon 459	Write-in 4
	Blank 374	<b>Total 1,154</b>
	Write-in 1	
<b>Attorney General</b>	<b>Total 1,154</b>	<b>County Commissioner</b>
Martha Coakley 861		Thomas Paul Bernardo 729
Blank 293	<b>Senator in General Court</b>	Blank 425
Write-in 0	Robert A. O'Leary 1,154	Write-in 0
<b>Total 1,154</b>	Blank 0	<b>Total 1,154</b>
	Write-in 0	
<b>Secretary of State</b>	<b>Total 1,154</b>	
William Francis Galvin 697		
John Bonifaz 222		
Blank 235		
Write-in 0		
<b>Total 1,154</b>		

**Republican Party  
Total Republicans Voting = 41**

<b>Senator in Congress</b>		<b>Treasurer</b>		<b>Representative in Gen. Court</b>	
Kenneth G. Chase	12	Blank	40	Andrew G. Buckley	9
Kevin P. Scott	20	Write-in	1	Donald F. Howell	7
Blank	9	<b>Total</b>	41	Aaron R. Maloy	21
Write-in	0			Blank	4
<b>Total</b>	41	<b>Auditor</b>		Write-in	0
		Blank	40	<b>Total</b>	41
<b>Governor</b>		Write-in	1		
Kerry Healey	34	<b>Total</b>	41	<b>District Attorney</b>	
Blank	7			Michael D. O'Keefe	31
Write-in	0	<b>Representative in Congress</b>		Blank	10
<b>Total</b>	41	Jeffrey K. Beatty	33	Write-in	0
		Blank	8	<b>Total</b>	41
<b>Lietenant Governor</b>		Write-in	0	<b>Clerk of Courts</b>	
Reed V. Hillman	30	<b>Total</b>	41	Scott W. Nickerson	34
Blank	11	<b>Councillor</b>		Blank	7
Write-in	0	Philip C. Paleologos	30	Write-in	0
<b>Total</b>	41	Blank	11	<b>Total</b>	41
		Write-in	0		
<b>Attorney General</b>		<b>Total</b>	41	<b>Register of Deeds</b>	
Larry Frisoli	33			John F. Meade	33
Blank	8	<b>Senator in General Court</b>		Blank	8
Write-in	0	Ricardo M. Barros	26	Write-in	0
<b>Total</b>	41	Doug Bennett	11	<b>Total</b>	41
		Blank	4		
<b>Secretary of State</b>		Write-in	0	<b>County Commissioner</b>	
Blank	40	<b>Total</b>	41	William Doherty	33
Write-in	1			Blank	8
<b>Total</b>	41			Write-in	0
				<b>Total</b>	41

<b>State Election - November 7, 2006</b>
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**Registered Voters = 3,038 - Number of Votes Cast = 1,956**

<b>Senator in Congress</b>	<b>Auditor</b>	<b>District Attorney</b>
Edward M. Kennedy 1,778	A. Joseph DeNucci 1,576	Michael O'Keefe 925
Kenneth G. Chase 162	Rand Wilson 217	Blank 996
Blank 16	Blank 163	Write-ins 35
Write-In 0	Write-In 0	<b>Totals</b> 1,956
<b>Total</b> 1,956	<b>Total</b> 1,956	
<b>Clerk of Courts</b>		
<b>Governor and Lieutenant Governor</b>	<b>Representative in Congress</b>	Scott W. Nickerson 923
Healey and Hillman 248	William D. Delahunt 1,711	Blank 1,011
Patrick and Murray 1,571	Jeffrey K. Beatty 131	Write-in 22
Minhos and Sullivan 83	Peter A. White 82	<b>Totals</b> 1,956
Ross and Robinson 42	Blank 32	
Blank 12	Write-In 0	<b>Register of Deeds</b>
Write-In 0	<b>Total</b> 1,956	John F. Meade 928
<b>Total</b> 1,956		Blank 1,014
	<b>Councillor</b>	Write-in 14
	Carole A. Fiola 1,561	<b>Totals</b> 1,956
<b>Attorney General</b>	Philip C. Paleologos 141	
Martha Coakley 1,713	Paul R. Viveros 107	<b>County Commissioner</b>
Larry Frisoli 177	Blank 146	William Doherty 357
Blank 66	Write-In 1	Thomas Paul Bernardo 1,331
Write-In 0	<b>Total</b> 1,956	Blank 268
<b>Total</b> 1,956		Write-in 0
		<b>Totals</b> 1,956
<b>Secretary of State</b>	<b>Senator in General Court</b>	
William Francis Galvin 1,585	Robert A. O'Leary 1,707	<b>Barnstable County</b>
Jill E. Stein 285	Ricardo M. Barros 173	<b>Delegate</b>
Blank 86	Blank 76	George D. Bryant 957
Write-In 0	Write-In 0	Cheryl Lee Andrews 892
<b>Total</b> 1,956	<b>Totals</b> 1,956	Blank 102
		Write-In 5
<b>Treasurer</b>	<b>Representative in General Court</b>	<b>Totals</b> 1,956
Timothy Cahill 1,568	Aaron R. Maloy 309	
James O'Keefe 270	Sarah K. Peake 1,601	<b>Question 1. Wine</b>
Blank 117	Blank 41	<b>Yes</b> 868
Write-In 1	Write-in 5	<b>No</b> 1,040
<b>Total</b> 1,956	<b>Totals</b> 1,956	<b>Blank</b> 48
		<b>Totals</b> 1,956

Question 2. Party Nomination	Question 3. Child Care	Question 4. Iraq
Yes	Yes	Yes
No	No	No
Blank	Blank	Blank
Totals	Totals	Totals



## General Government

## Town Clerk

Marriage continued to be a significant issue in the Clerk’s Office in 2006. In March the Massachusetts Supreme Judicial Court (SJC) ruled on *Johnstone v. Reilly*, the case brought forward in 2004 by thirteen municipalities challenging the state’s interpretation of existing marriage laws, which required same sex couples from out of state to declare their intention to reside in Massachusetts after marriage in order to be able to obtain an Massachusetts marriage license. While the SJC upheld sections 11 and 12 of the Massachusetts marriage laws, thereby requiring Clerk’s to enforce the intention question for same sex couples from out of state, the Clerk’s secured a favorable ruling in at least two ways: the SJC recognized that Clerk’s had standing in their individual capacities to bring a lawsuit and object to being coerced to enforce what we believed to be a discriminatory law, and clarification was obtained on the reverse evasion statute.

In September, the SJC ruled in favor of a same sex couple from Rhode Island and found that since the Rhode Island constitution did not expressly prohibit same sex marriage, then same sex couples could file their marriage intentions in Massachusetts without having to declare an intention to reside in Massachusetts after marriage.

A total of 208 same sex couples recorded their marriages in Provincetown in 2006, compared to 330 in 2005 and 848 in 2004.

The History Preservation Project was created in the summer of 2006. The goal of the project is to preserve, protect and provide greater access to documents concerning the history of Provincetown through digitization. In September, the Board of Selectmen authorized use of the second floor of the Freeman Street building through June 30, 2007, for use by the History Preservation Project, and to establish a History Preservation Project Gift Fund to accept donations to further the goals of the Project. The successful completion of this community-based effort, overseen and supervised by the Town Clerk, will ensure that

important documents related to the Town's history will be preserved for information and research purposes today and in the future.

To the election workers and those who counted ballots for the three elections held in 2006, thank for your hard work and timely tabulation of election results.

*Respectfully submitted,*

**Doug Johnstone**

Town Clerk

## Vital Statistics

### Births 2006

Date	Name	Parents
26-May	Enos, Madelyn Sandra	Robert Anthony Enos II Eva Varhanikova
27-Jun	Harrington, Akeelah Teairra	Rick Bryan Harrington Pauline Daley
17-Jul	Parks, Etta Cecilia	Michael Raymond Parks Denise Lynne Russell
18-Aug	Goetz, Benjamin Reed	Gregory Carrigan Goetz Margie Nicole Francis
22-Aug	Warren, Jayland Darren	Marvel Warren Casrene D. V. Campbell
23-Aug	Morrison, Sammara Shmona	Samuel George Morrison Vivienne N. Christopher
5-Sep	Santos, Mason Charles	Noah Miles Santos Jeanne Elizabeth Welsh
7-Sep	Notaro, Ella Jane	Jeffrey Sebastian Notaro Carrie Marie Medina
12-Sep	Ramirez-Jeronimo, Carolina Rosmalda	Gregorio Pablo Jeronimo Francisca Pablo Ramirez
16-Sep	Hudson, Caitlin Elizabeth	Andrew Paul Hudson Anita Evgenieva Velinova
3-Oct	Fraser, Toni-Anne Donnarae	Donovan Anthony Fraser Claudine Sherian Buchanan
4-Oct	Silva, Lauren Elizabeth	Shawn Noel Silva Amy Allspach

## Marriages 2006

<b>Date</b>	<b>Name</b>	<b>Name</b>	<b>Residence</b>
1-Jan	Laura Lee Darsch	Maghi Geary	Provincetown, MA
6-Jan	Michelle Louise Matott	Marguerite M. McLaughlin	Cumberland, RI
10-Jan	Desmond E. Brissett	Kay Annette Nash	Provincetown, MA
13-Jan	David D. Martin	Rudolfs Dambis	Provincetown, MA
14-Jan	Caroline E. Heller	Eileen Wynne Ball	Roslindale, MA
10-Feb	Audrey Rebeca Dugan	Mauricio R. Ramirez	S. Dennis, MA
13-Feb	Margaret Harris Harris	Elaine Susan Baker	Philadelphia, PA
14-Feb	Cherly Ann Ross	Amy Lynne Ondo	Beavercreek, OH
16-Feb	Dirk Edward Thomas	Zornitsa V. Lorinkova	Provincetown, MA
18-Feb	Noah Miles Santos	Jeanne Elizabeth Welsh	Provincetown, MA
24-Feb	Staci Ann Gruber	Patricia Daniels Cornwell	Belmont, MA
27-Feb	John Jay McFeeley	Kevin Joseph Dumas	Attleboro, MA
5-Mar	Jane Dana Booth	Margarithe L. Kulbokas	Dennis, MA
7-Mar	Kelly Ann Brady	Sheryl Leigh Hintzman	Lutz, FL
15-Mar	Joseph M. Dudzinski	William Joseph Carroll Jr.	Provincetown, MA
16-Mar	Doreen Shaffery	Maria Condos	Neptune, NJ
16-Mar	David Keith Briggs	Michael Jacob Briggs	Largo, FL
17-Mar	Harold Judd Proctor Jr.	Brian Addison Burns	Richmond, VA
18-Mar	Debbie A. Sorbella	Cynthia Ritchey Exner	Provincetown, MA
19-Mar	Mark Charles Feinstein	Robert James Machado	Green Bay, WI
24-Mar	Elizabeth Gabriel Brooke	Elizabeth Anne Brooke	Provincetown, MA
25-Mar	William Joseph Woods	Gregory Alan English	Roslindale, MA
25-Mar	Pamela J. Caron	Stacey M. Matta	Taunton, MA
27-Mar	Ruby Lee-Sue Hill	Anya Marie Zavadil	Castle Rock, CO
5-Apr	Thomas R. Krusen	Robert E. Mazur	Brewster, MA
11-Apr	Nancy Ann Carter	Carol Ann Torre	Provincetown, MA
15-Apr	Stephen L. Freeman	David Edwin O'Connor	Fort Lauderdale, FL
21-Apr	Jennifer D. McKettrick	Cheryl M. McKettrick	Eastham, MA
21-Apr	Manette C. Jungels	Lisa Stirling Peck	Providence, RI
23-Apr	Marcia Kay Anderson	Victoria Lee Bacon	Norton, MA
2-May	Ines A. Curbelo	Joan Marie Campagna	Miami, FL
4-May	Maribel Acevedo	Kelly Ann Paskunak	Methuen, MA
8-May	Anthony Paul Jenkins	Daniel Jason Roberts	Monroeville, MA
8-May	Dorothy L. McCracken	Barbara C. Cayer	Warwick, RI
15-May	Ravonda M. Pearson	Martha Alice Mendenhall	Belmont, NC
18-May	Andrew Rahorcsak	Henry Joseph Janowsky	Provincetown, MA
18-May	Linda Diane Wildes	Linda Beth Yaffe	Webster, MA
20-May	Janice Kay Ahlers	Raina Ann Williams	Rowley, MA
22-May	Mary C. Murray	Danielle M. Cervone	St Petersburg, FL
25-May	Laura Rae Lewis	Kristy Lee Morris	Kansas City, MO
26-May	Kieuchinh X. Vuong	Paige R. Crisler-Smith	Reston, VA
27-May	David M. Koebensky	Bonnie Paulette Yake	West Chester, PA
27-May	Elizabeth Sluzis	Ellen R. Schiereck	Branchburg, NJ
27-May	David Jeremy Finn	Timothy David Mattingly	Louisville, KY
27-May	Janice Faye Alpert	Jennifer Ilene Eisenberg	Waltham, MA

28-May	Jane Elizabeth Harper	Christie Vianson	Provincetown, MA
29-May	John W. Sinapi Jr.	Bernard H. Larivee	Provincetown, MA
2-Jun	Joseph Patrick Kelly	John Henry Vernon IV	Provincetown
3-Jun	Alison Beth Gass	Alexander M. Hathaway	Brooklyn, NY
3-Jun	Alain Regis Doom	Charles W. D. Hamann	Ottawa, ON
6-Jun	Debra Lynn Wambold	Pearl Marie Bauer	Sandusky, OH
7-Jun	Kim Renee Schaeffer	Michele Lynn Spangler	Pottstown, PA
7-Jun	Whitney Cail Braddock	Lindsey Mae Rooks	Odum, GA
8-Jun	Susan Lynnette Brooks	Ann Elizabeth Freeman	Minneapolis, MN
10-Jun	Richard Albert Shepard	Shawn Edward Sweeney	Palmer, MA
10-Jun	John-Harvard Reid	Larry Robert Smith	New York, NY
10-Jun	Jane Margaret O'Brien	Sharon Ann Nalls	Houston, TX
10-Jun	Y. A. Meijas-Armstrong	Janine Monique Louis	Brooklyn, NY
10-Jun	Keith Robert Wilkinson	Mark Lee Phillips	Provincetown, MA
12-Jun	Robert Tyler Hanson	Kimberly Ann Huch	Des Moines, IA
12-Jun	Patricia Dawn Rickman	Maria Z. Baldwin	Westminster, MD
12-Jun	Stephen Lloyd Fletcher	Michael David Walden Jr.	Lancaster, MA
13-Jun	Edward James Burns	Francelle P. McCarthy	Provincetown, MA
16-Jun	Kimberly Olson Sieber	Janna Michelle Martin	Sandy, UT
16-Jun	Sarah Anne Bailey	Paula Jane Schuppert	New York, NY
19-Jun	Donald J. Hayden	Michael Warren Mertens	Miami, FL
22-Jun	Susan Lyn Steinmiller	Dinah Drake Hyslop	Rockford, IL
22-Jun	William M. Kroeschel	Pedro Alberto Delgado	Jackson, NJ
22-Jun	Carrie Jane Singleton	Lodi Ann Siefer	Denver, CO
23-Jun	Carol Lynn Dailey	Joy Dee Smith	St Matthews, SC
23-Jun	Joan Leavitt	Judith Nilson	Brooklyn, NY
24-Jun	Mary Katherine Lavelle	Catherine Ann Cappelli	Rosindale, MA
24-Jun	James John Morin	Guy Richard Noyes	Pawtucket, RI
26-Jun	Julia Ann Skinner	Angela M. Quesenberry	Christiansburg, VA
28-Jun	Kathryn E. Skinner	Bernadette M. Mainz	North Truro, MA
30-Jun	Joanne Marion Barios	Tonia Ann Florence	Baldwinville, MA
3-Jul	Hank Abram Stockman	Gary Jordan Benner	Rochester, NY
6-Jul	R. E. Stevenson Jr.	Timothy James Mills	Atlanta, GA
6-Jul	Cynthia J. Bohn	Susan Denton Hyde	Nashville, TN
6-Jul	Lisa Ann Williams	Susan Lee Perry-Zasa	Whitesboro, NY
6-Jul	Lawrence V. Valerio	Donald Robert Yearsley	Harrisburg PA
7-Jul	Malisa J. Hildebrandt	Laura Jean Larson	Harvard IL
7-Jul	Gary M. Herbertson	Russell Scott Toles	Grosse Pointe Wds, MI
7-Jul	Michael A. Martinez	Lee Thomas Crochet	Austin, TX
7-Jul	Patricia Ann Rowland	Ann Virginia Miller	West Palm Beach, FL
7-Jul	Robin LeAnne Nolte	Yvette Rose	Newton NH
7-Jul	Charles Millford Griggs	Victoe Lee Zimmerschied	Sedalia Mo
8-Jul	Jeanine Marie Phelan	Michelle Lynn Lambert	Ronkonkoma, NY
8-Jul	Lisa Ann Cook	Joan St.Clair Smart	Provincetown MA
8-Jul	Rachel Sarah Taylor	Christopher John Le Mon	Washington, DC
11-Jul	Kathleen Helen Petrillo	Noel Linke Miner	Juniper FL
11-Jul	Lori Lynn Carless	Dawn Lynn Vreven	Larsen, WI
15-Jul	Elana Anne Sorrell	Adam Parry Rudiger	New York, NY
15-Jul	Walter Suarez	Angel Ramos	Ft Lauderdale, FL

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15-Jul	Victoria Talcott Barstow	Paula Jean DelPrete	Provincetown, MA
15-Jul	Williams J. O'Brien	Susan Elaine Emerson	Vero Beach, FL
15-Jul	Patricia Ann Gallagher	Donna M. Cook	Weymouth, MA
15-Jul	Lisa Audrey Collette	Rhonda Anne Wight	Dixmont, ME
17-Jul	Stephen Leslie Roselius	Paul Beshler Fadoul	Seattle, WA
17-Jul	Joel Newman	Elloyd Charles Hanson	Provincetown, MA
20-Jul	Judith Fasulo	Gail Sawyer	Amherst, NH
20-Jul	Wendy Eileen Billington	Connie Anne Norton	Plainfield, WI
20-Jul	Jennifer Lee Howard	Jodi Ann Chunis	Keswick, VA
20-Jul	Gregory Paul Pharo	Robert Kevin Bunnell	Cincinnati, OH
20-Jul	Tamra Marie Miller	Julie Marie Nelson	San Clemente, CA
21-Jul	Jessica Makore Whittet	Shandor Anil Garruson	Brooklyn, NY
21-Jul	Corrina B. Colldeweih	Delia Suzanne Hollerieth	Easton, PA
22-Jul	Kate Marie Coffie	Karen Michelle Poole	Falls Church, VA
22-Jul	Monica M. Staaterman	Ross Donald McEwen	Arlington, VA
23-Jul	Linda M. Freundlich	Melissa Sue Schwartz	Provincetown, MA
24-Jul	Elizabeth S. Stanton	Vicki Lynn Ittel	Asheville, NC
27-Jul	Susan Thea Krishbaum	Rose O'Connor Kathleen	Amherst, MA
29-Jul	Judy Lynn Wilson	Donna Marie Cullinane	E. Dennis, MA
29-Jul	Mary Rebecca Richter	Dina Diane Barker	New York, NY
29-Jul	Jacquelyn M. Behenna	Stacy Marie Giggie	Reading MA
30-Jul	Donna Ann Frinks	Leah Lenee Gaetano	Delmar, NY
31-Jul	Dennis Walter Cole	John Robert Actman	N. Truro, MA
31-Jul	Jeffrey Paul Krehely	Trevor St. George Blake II	Washington, DC
31-Jul	Kathleen M. Donoghue	Tammy Walker	Chicopee, MA
1-Aug	Donna Louise Young	Cheryl Ann Cleland	Mashpee, MA
2-Aug	Brian Doyle Albert	George Peter Gates	Falmouth, MA
3-Aug	George Peter Miller	Michael John Brown	Naperville, IL
3-Aug	Cynthia Helene Burola	Leslie Beth Gohlke	Albany, NY
4-Aug	Steven Dean Briere	Jeffrey Colon Ange	Charlotte, NC
4-Aug	Patricia Gordon	Peg M. Gordon	Ann Arbor, MI
5-Aug	Gary Eugene Williams	Leslie James Durbin	Provincetown, MA
6-Aug	Jodi Beth Sperber	Eliza Philippa Shulman	Manchester, NH
7-Aug	Phyllis Jane Schoephlin	Kathleen Ann Hope	Pasadena, MD
8-Aug	Daniel A. Evangelista	Natallia S. Novikava	Provincetown, MA
8-Aug	Pamela Jean Scott	Christine Ruth Roberts	Philadelphia, PA
9-Aug	Amy Lyn Ast	Greta Kay Gnagy	Hilliard, OH
10-Aug	David W. Reemsnyder	Donald Gene Albaugh II	Canton, OH
10-Aug	Sierra Blue Meyers	Yem Yon	Ithaca, NY
10-Aug	Michael J. Kreuzer	Donald R. Sniegowski	Provincetown, MA
11-Aug	Noel Sigurd Reynolds	Timothy Cairns Johnson	West Palm Beach, FL
11-Aug	James Stephen Nichols	Victor Charles Peters	Washington, DC
11-Aug	David Scott Rozelle	Katrina Marie Bronzene	Queensbury, NY
16-Aug	Paul Burgess Leonard	Norman B. Abercrombie	Provincetown, MA
16-Aug	William G. Esslinger	Maria Castillo	West Hempstead, NY
17-Aug	Danielle Lisa Drews	Michelle Anne Collins	Clifton Park, NY
17-Aug	Monica Mary Wysong	Linda Gail Ziman	Philadelphia, PA
17-Aug	Nancy R. Simcock	Janice M. Jezak	Fall River, MA
19-Aug	Ralph Vincent Scala Jr.	Craig Allen Hazenfield	Boston, MA

19-Aug	Theodore M. Hickman	Glenn D. Baum	Kutztown, PA
19-Aug	Kathryn Mary Karew	Irene Mary Costa	Aberdeen, NJ
19-Aug	Isabel Asperilla	Everly Camarillo	New York, NY
21-Aug	Alexander V. Bocharov	Elena Sergeyevna Zhukova	Provincetown, MA
21-Aug	Shelley Rappaport	Melissa Faith Comerchero	New York, NY
24-Aug	Brian O'Neill	Robert Allen English	Ipswich, MA
24-Aug	Robert Bernard Fleming	Melvin Jr. Connors	Provincetown, MA
24-Aug	Leah Allison Miller	Rayon Bryon Hill	Wellfleet, MA
24-Aug	Michelle Terese Brooks	Brian Michael Rahrig	Middletown, CT
24-Aug	Garry Todd Phillips	Marvin Kenneth Darity Jr.	Dallas, TX
25-Aug	Franklin R. Sapp Jr.	James Patrick Sullivan	Lynn, MA
25-Aug	Christina Lynn Foley	Terry Ann Cassidy	Pooler, GA
26-Aug	Audra Jolyn Jaconetti	Kimberly Sue Nelson	N. Kingstown, RI
26-Aug	Darren M. Froehlich	Robert J. Bertholf II	Kauneonga Lake, NY
26-Aug	David Robert Dutra	Bernadette Marie Leonard	N. Truro, MA
27-Aug	John Gregory Coblish	John Albert Wiinikainen	W. Barnstable, MA
27-Aug	Shelia A. Oliver	Marianne Clements	Provincetown, MA
27-Aug	Mary Jean Martin	Frank Dietrich Schaefer	Provincetown, MA
31-Aug	Patrick John Notaro	Gregg Scott Saulnier	Clinton, MA
31-Aug	Rochelle D. Weichman	JoAnn Share	Waltham, MA
1-Sep	Robert Bernard Royall II	Leon Ray Ingleright IV	Ambler, PA
1-Sep	Kristin Ann Pisano	Raylin May Stanmetz	Waltham, MA
2-Sep	Bonita Lurie	Linda Ann Cardillo	New York, NY
2-Sep	Kara Lynn Kelley	Cynthia Ann Keenan	Malden, MA
5-Sep	Jose L. Garcia	Thomas Andrew Hedges	Miami Beach, FL
8-Sep	Bonita Sue Mayhew	Sally Maurine Eisenhart	Willow Brook, IL
8-Sep	Tony Henrik Johansson	Kathleen M. Kordowski	Chicago, IL
8-Sep	Jacqueline Lynn Gibson	Shannon C. Hutcherson	Smyrna, TN
9-Sep	Kathryn Rafter	Mary Francis Beall	Provincetown, MA
9-Sep	Mark Carter Kelley	Edward John Lundgren III	Boston, MA
9-Sep	Anne Hodge Katherine	Lynda Marie Mullinax	Arlington, VA
10-Sep	James Edward Hubert Jr.	Joseph Michael Kohon	Provincetown, MA
10-Sep	Devon Lee Kelting	Christine Ann Massaro	Belchertown, MA
13-Sep	Terence Michael Harte	Eugene Paul Riley	Manomet, MA
15-Sep	Gina Gail Roach	Suzanne Mary Baker	Cleveland, OH
16-Sep	Donna M. Vaillancourt	Robin Barbour Reid	Provincetown, MA
16-Sep	Daniel Duke Brown	Robert Michael Payn	Provincetown, MA
16-Sep	Cherie J. Mittenthal	Laura L. Thornton	Provincetown, MA
16-Sep	Jodi Lynne Goodman	Michelle Mareve Barber	Sausalito, CA
16-Sep	Douglas M. DiMartile	Daniel James Hochman	Provincetown, MA
16-Sep	John Faciano	Sylke M. Scharrenbroich	Brooklyn, NY
17-Sep	Crayne Ashley Hurst	Tatsiana Valerjeuna Dolbik	North Truro, MA
17-Sep	Gabriele Maria Peters	Robert George Walsh Jr.	Cologne, Germany
21-Sep	Karen Verderame	Donna Celia Malec	East Hanover, NJ
21-Sep	Nancy A. Brooke Evans	Jerry Wesley Harvey IV	Sarasota, FL
21-Sep	Richard J. DeStefano	Ann Nolan Flaherty	Toms River, NJ
23-Sep	Robert Joseph Neis	Richard Joseph Wolitski	Provincetown, MA
23-Sep	James Edwin Heskett	Carl David Gilmore Jr.	Boston, MA
23-Sep	Brandalee Glowac	Amy Beth Johnson	Goshen, IN

23-Sep	Dara Lee Noyes	Charles Thomas Gall	Manchester, ME
23-Sep	Karen Amelia Doyle	Anne Catherine Campbell	Provincetown, MA
27-Sep	Dana Catherine White	Martha Taylor Darlington	Watertown, MA
28-Sep	Richard Kee Kim	Kelly-Ann Looby	Albany, NY
28-Sep	Nastassia Fokina	Yuriy Litvinov	Provincetown, MA
4-Oct	Jo Anne Briggs	Glenda Emin Briggs	Vineyard Haven, MA
7-Oct	Richard Donald Marione	Scott Alan Frumhoff	Provincetown, MA
7-Oct	Lorie Jackson Sabovik	Marjorie Ann Jackson	Newington, CT
7-Oct	Maria Grace Furtado	Karen Marie Vinci	Newport, RI
7-Oct	Robert James Aldrich III	Keith James Brewin	Exeter, NH
7-Oct	Joseph Daniel White Jr.	Charles Patrick West	Provincetown, MA
7-Oct	Anthony R. Avallone	Sheree Rae Silva	North Truro, MA
11-Oct	Wade R. Simpler	Lawrence Moodry	Provincetown, MA
13-Oct	Penelope Proctor Ziegler	Clara Elizabeth Wanner	Williamsburg, VA
13-Oct	Patricia Maria Fournier	Kimberely Ann Buckley	Ferndale, MI
14-Oct	Joan Louise Lincoln	Tracy Lee Snow	Tupper Lake, NY
14-Oct	Carolyn Castiglione	Kathy Marie Herrick	Eastham, MA
14-Oct	Joe Devoe Craft Jr.	Jameson Aron Bouchard	Shrewsbury, MA
15-Oct	James Vincent-M. Rizzo	David C. McGlothlin Jr.	Provincetown, MA
15-Oct	Tammy Louise Arcuri	Eileen Francis	Provincetown, MA
17-Oct	Judith Theresa Cronis	Susan Elizabeth Hewitt	Woonsocket, RI
20-Oct	Kara Christine Mariotti	Kendra Lee Harrod	Cary, NC
25-Oct	Douglas C. Speeckaert	Clifford Leroy Bailey	Potomac, MD
27-Oct	Lisa Bolton	Christine Jynel Willborn	Weatherly, PA
28-Oct	Ian Grant Kimm	Daniel Dewwhite Hester	Phoenix, AZ
28-Oct	William Francis Brown	Raymond Soohoo	Waterbury, CT
29-Oct	Colleen M. Sjogren	Collette Jeanne Silva	Provincetown, MA
30-Oct	Joseph V. Bucchi	Benjamin R. Cassara Jr.	Union City, NJ
3-Nov	Susan M. Sokoloski	Bonnie Lee Ayres	East Providence, RI
4-Nov	Sabina-A. Moldovan	Lawrence A. Grab	Provincetown, MA
7-Nov	Ernesto R. Quintanilla Jr.	Kent Alan Griffith	Provincetown, MA
11-Nov	Stephanie Igo	Donna L. Wunschel	Fairhaven, MA
22-Nov	Joyce Yvonne Jones	Annie Laura Smallwood	Capitol Heights, MD
24-Nov	Barbara Bates	Rosanne Slavin	New York, NY
1-Dec	Donald R. Levesque	Jospeh Paul Dion	Nashua, NH
2-Dec	Matthew L. B. Mayfield	Audra Mary L. Carrerio	Provincetown, MA
3-Dec	Kathleen Ann Garcia	Gertrude Julia Roberts	Mashpee, MA
8-Dec	Dawn Marie Hrapchak	Michael Patrick Fleming	Fairfield, CT
16-Dec	Doreen Lynn Birdsell	Lisa Ann Feistel	Provincetown, MA
24-Dec	John Gregory Stallings	John Harrison Broomfield	Provincetown, MA
29-Dec	Mary de Sales Abt	Ave Maria Gaffney	North Truro, MA

## Domestic Partners 2006

Date	Name	Name	Residence
30-Oct	Martha S. Hassell	Sewall Whittlemore	Provincetown, MA

## Deaths 2006

<b>Date</b>	<b>Name</b>	<b>Age</b>	<b>Cause</b>
9-Jan	James Francis Meads	80	Heart Disease
11-Jan	Carol Ann Russell	54	Multiple Sclerosis
14-Jan	John J. Dears	94	Pneumonia
20-Jan	Marjorie Frances Pacheco	91	Respiratory Arrest
22-Jan	Gary William Andrews	74	Cerebro Vascular Accident
11-Feb	John Ernest Dunham	74	Cardiac Arrest
11-Feb	Mary Agnes Deschene	83	Lung Disease
13-Feb	Margaret Roberts	85	Pulmonary Disease
18-Feb	Mary Ellen Reis	87	Myocardial Infarction
18-Feb	Vivian Lucy Morris	90	Subdural Hematoma
23-Feb	Frank S. Henrique	80	Congestive Heart Failure
5-Mar	Rebecca Morrow Burhoe	87	Respiratory Failure
12-Mar	Ebba Lillian Bergquist	93	Dementia
15-Mar	Joyce Scott Galway	77	Pulmonary Disease
20-Mar	Paul Soodsma	35	Sepsis
28-Mar	John Eugene Thompson	86	Acute Renal Failure
2-Apr	Carlos Enrique Ruiz	73	Bladder Cancer
4-Apr	Isabelle Anne Davis	89	Acute Renal Failure
16-Apr	Francis Grant Joseph	77	Lung Cancer
18-Apr	Michael James Frank Corning	39	Acute Intoxication
25-Apr	Kenneth Gordon Marisseau	76	Pancreatic Cancer
29-Apr	Louise Elizabeth Pimental	87	Coronary Artery Disease
6-May	Arthur Jerome Costa	84	Alzheimer's Disease
9-May	Katherine Rose Steele	81	Lung Cancer
15-May	George Antone Valentine	77	Adenocarcinoma of the Lungs
3-Jun	Baiba Briedis	64	Lung Cancer
12-Jun	Henrique J. Duarte	84	Parkinson's Disease
12-Jun	Robert M. Hanson	68	Lung Cancer
26-Jun	Eric Edward Rofes	51	Cardiac Arrest
30-Jun	George Irving Hubbard	88	Hepatic Encephalopathy
2-Jul	Claire Ellen Sullivan	64	Pulmonary Disease
19-Jul	Albert Venditello	60	Renal Cell Carcinoma
19-Jul	Karen Lee Stewart	64	Lung Cancer
22-Jul	John Hugh McDonagh	77	Respiratory Failure
6-Aug	John Everett White	66	Pulmonary Fibrosis
21-Aug	Ruth Alexander	85	Dementia
8-Sep	Mary Barbara Avellar	82	Pulmonary Disease
1-Oct	Elizabeth M. Cole	92	Pneumonia
18-Oct	Edna W. Silva	86	Pneumonia
27-Oct	Edward Michael Burns	48	Heart Disease
13-Nov	Doris Roda	85	Vascular Dementia
9-Dec	Sophie Russo	85	Alzheimer's Disease
4-Dec	Isabel D'Entremont	92	Acute Renal Failure

## Town Counsel

During 2006, Town Counsel provided significant legal services to the Town, including the rendering of numerous legal opinions, approving contracts as to form, attending Town Meetings, and meeting with the Board of Selectmen and various other Town boards. There are currently twenty-one active litigation cases involving the Town which are pending in various courts. The majority of these cases involve appeals from decisions of the various land use boards. During the year, nine cases were closed.

During 2006, Town Counsel spent considerable time completing the disposition of the Cape End Manor to New England Deaconess Association, as well as negotiating the land exchange with the Diocese of Fall River, necessary to conclude the disposition of the Cape End Manor. Town Counsel continues to provide legal services in connection with the Town's wastewater project. In addition to routine advice concerning sewer connections and betterments, we have been advising the Town with respect to implementing the Phase II sewer extension project and the facilities planning for the Phase III buildout. Town Counsel has also been representing the Town on a variety of affordable housing initiatives including the purchase of the Shankpainter Road property from Cumberland Farms and the growth management/change of use zoning bylaw amendments.

We extend our appreciation to the Board of Selectmen and the Town Manager for their confidence in retaining this firm. We also appreciate the assistance and cooperation received on all matters from the Board of Selectmen, Town Meeting, the Town Manager, department heads, and the boards and committees with whom we have worked. We look forward to working with the members of the Town government in the future.

*Respectfully submitted,*

**Kopelman and Paige, P.C.**

Town Counsel

### TOWN OF PROVINCETOWN - LITIGATION STATUS REPORT

#### **1. AFSCME, Council 93 and Town of Provincetown**

AAA No. 11 390 01068 06

This is an arbitration resulting from the imposition of discipline on a DPW employee who tested positive in a random drug test required under the federal DOT regulations. Arbitration is scheduled for March 1, 2007.

#### **2. AFSCME, Council 93 and Town of Provincetown**

AAA No. 11 390 01721 06

This is an arbitration resulting from the termination of a DPW employee, who was terminated for misconduct committed while the employee was serving an unpaid suspension for other misconduct. Arbitration is scheduled for March 23, 2007.

### **3. Anderson v. Provincetown Conservation Commission**

Barnstable Superior Court, C.A. No. 2006-0511

This is an appeal to the Barnstable Superior Court from the Commission's issuance of an enforcement order under the Town Wetlands Protection Bylaw relative to unauthorized work performed in the buffer zone area located on the plaintiff's property at 139 Commercial Street. Subsequent to filing this action, the plaintiff began work with the Commission to resolve the issues underlying the appeal. The plaintiff has agreed to submit a notice of intent which, if approved, would render this appeal moot. Accordingly, the parties agreed to stay the proceedings until March 27, 2007.

### **4. Bloch v. Provincetown Planning Board**

Land Court Misc. No. 306113, Appeals Court No. 2005-P-2367

This matter involves a claim that the Planning Board constructively approved a subdivision plan for property known as 10 Hobson Avenue. The Planning Board rejected the plaintiff's plan for lack of jurisdiction, on the grounds that the plan showed only one buildable lot, and therefore did not comprise a valid subdivision plan. The Planning Board also noted that the plan would be subject to disapproval for failure to comply with several of the Board's Subdivision Rules and Regulations relating to road design. In the alternative, the plaintiff appeals from the Planning Board's decision rejecting the plaintiff's plan. The Town filed a motion to dismiss the plaintiff's complaint, which was allowed by the Land Court. The plaintiff appealed. The Appeals Court reversed the Land Court's decision, finding that the plaintiff's application was constructively approved. However, the Appeals Court specifically agreed with the Planning Board's argument that the application was not entitled to subdivision approval and so remanded the matter to the Planning Board to hold a hearing to consider rescission of the constructive approval, pursuant to G.L. c.410, §81W. The Planning Board has scheduled such a hearing. The Land Court has scheduled a status conference for February 20, 2007.

### **5. Boggess v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 256632

This is an appeal from the May 6, 1999, decision of the Zoning Board of Appeals to deny a special permit to allow Steve's Alibi to expand its area of service to the second floor of a building located at 291 Commercial Street. In addition, a claim of constructive approval is asserted. A counterclaim was filed by the Town seeking

a declaration that constructive approval did not occur. The plaintiff has not taken any steps to advance the case.

#### **6. Boutique Hospitality, Inc. v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 06-323831

This is an action appealing a decision of the Zoning Board of Appeals to revoke, and subsequently re-issue, a special permit granted to the plaintiff for the operation of a hotel and restaurant, so as to include conditions and restrictions on advertising. Following a case management conference held on August 18, 2006, the parties agreed to remand the matter to the Zoning Board of Appeals. On December 7, 2006, the Board held a hearing on remand and voted to remove all restrictions with respect to advertising.

#### **7. Kraniotakis v. Provincetown Zoning Board of Appeals (I)**

Land Court Misc. No. 244434

This is an appeal from the December 4, 1997, decision of the Zoning Board of Appeals to reverse the Building Commissioner's decision to refuse to grant zoning enforcement regarding a raised septic system at 275 Commercial Street (George's Pizza). The Building Commissioner determined that the system is not a structure under the Zoning By-law. The Zoning Board of Appeals determined that the raised walls constructed as part of the septic system are a structure under the Zoning By-law. Mr. Kraniotakis agreed to an entry of judgment in the Zoning Board of Appeals' favor on the bylaw interpretation issue. On July 10, 1998, the Land Court remanded the matter to the Board. On remand, the Board held a hearing on September 24, 1998, and determined that an alteration of a pre-existing nonconforming use occurred. The Board's remand decision was filed with the Clerk on October 23, 1998. Plaintiff requested that the Land Court reopen the litigation, but has not actively pursued the case.

#### **8. Kraniotakis v. Provincetown Zoning Board of Appeals (II)**

Land Court Misc. No. 247839

This is an appeal from the April 17, 1998 decision of the Zoning Board of Appeals, in which the Board upheld the January 5, 1998 decision of the Building Commissioner to refuse zoning enforcement regarding the septic system at 275 Commercial Street (George's Pizza). The Board found that there are no longer any above-ground walls and, therefore, the septic system does not constitute a structure under the Zoning By-law. The complaint was served on May 7, 1998. A Notice of Appearance was filed on May 19, 1998. No further activity has occurred since that date.

#### **9. Longpoint v. Provincetown Conservation Commission, et al.**

Barnstable Superior Court, C.A. No. 2005-00434

This is an appeal filed by abutters of an order of conditions issued by the Conservation Commission on June 21, 2005, the co-defendant for the construction of a single-family dwelling at 781 Commercial Street. The abutter also contested the order of conditions issued under the state Wetlands Protection Act (“Act”), by requesting that the Department of Environmental Protection (“DEP”) issue a superseding order of conditions. As a result, the Superior Court has stayed the appeal pending the outcome of the DEP proceeding.

**10. Louden v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 06-335806, 06-335807 and 06-335808

This is an appeal by abutters to property located at 175 Bradford Street Extension, challenging three separate special permits issued by the Zoning Board of Appeals to allow the demolition of an existing structure and construction of three new structures, which will contain a total of seven dwelling units. A Notice of Appearance was filed on behalf of the Zoning Board of Appeals on January 31, 2007. Since this is an appeal from the grant of zoning relief, Town Counsel will not actively defend this litigation, leaving the defense instead to the recipient of the special permits in question.

**11. Lynch v. Provincetown Board of Appeals**

Barnstable Superior Court, C.A. No. BACV 2006-00343

This is an appeal from a decision of the Zoning Board of Appeals denying the plaintiff’s request for an “amnesty” special permit for property known as 852 Commercial Street, Unit 6. A notice of appearance was filed on behalf of the Zoning Board of Appeals on June 26, 2006.

**12. Lyon v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 203576

This is an appeal from a decision of the Zoning Board of Appeals affirming the Building Commissioner’s denial of a building permit for a proposed renovation of a structure located at 795 Commercial Street. The basis for the denial is that the proposed renovation would have increased the number of bedrooms in violation of the Town’s Growth Management Bylaw. The complaint was filed in October, 2003. Discovery has been completed, but no further action has been taken by the plaintiff to advance this case.

**13. Mad Maxine’s Watersports, et al. v. Harbormaster and the Town of Provincetown**

Barnstable Superior Court, C.A. No. BACV2002-00474

This case involves a challenge to the Town’s personal watercraft bylaw and a request for damages based upon alleged violations of plaintiffs’ constitutional rights and a request for a preliminary injunction to enjoin enforcement of the by-law. The Town obtained a summary judgment in its favor in the Superior Court,

and the plaintiffs appealed to the Appeals Court. The Appeals Court upheld the Superior Court's decision. The plaintiffs have requested further appellate review by the Supreme Judicial Court. Town Counsel is preparing an opposition to that request.

#### **14. McGowan v. Provincetown Zoning Board of Appeals II**

Barnstable Superior Court, C. A. Nos. 97-826, 98-235, and 99-728

This case involves a complaint for civil contempt filed by the Town for failure of the plaintiff to comply with the terms of an Agreement for Judgment in April 2002, that required McGowan to remove various decks on his property located at the Bayview Wharf Condominium and to pay the Town's attorney's fees. The parties agreed upon a settlement of the contempt matter, and the case will be dismissed if the defendant complies with the settlement terms.

#### **15. Nolan v. Town of Provincetown**

Barnstable Superior Court, C.A. No. BACV2005-00623A

This case involves an appeal and request for declaratory relief regarding a betterment assessment issued to the Whydah Museum, based upon improvements to MacMillan Pier. The complaint was served on the Town in December 2005. In November 2006, the Town filed its opposition to plaintiff's motion for summary judgment.

#### **16. Provincetown Board of Health v. Bryant (II)**

Barnstable Superior Court, C.A. No. 95-751 and 04-365

This is an action under the State Sanitary Code for injunctive relief to require the defendant to clean up property located on Commercial Street. In 1995, an Agreement for Judgment was filed with the Court which required the defendant to undertake certain further cleanup and screening measures. During 2003, the Board of Health observed several violations occurring at the site. As the property owner continued to violate the Board's order, new complaints were filed in 2004, and the Town obtained a preliminary injunction regarding maintenance of the subject properties. On March 28, 2006, the Court found in the Town's favor and authorized the Town to clean up the subject properties with funds paid into escrow by the defendants. The clean-up work has been completed. In addition, by Amended Judgment dated December 18, 2006, the Court awarded the Town \$66,205.63 as reimbursement for attorneys' fees and court costs spent securing the favorable outcome of this case.

#### **17. Provincetown Board of Trade Land Court Registration**

Land Court Misc. No. 43338

This is a Land Court registration petition seeking to register land at 307 Commercial Street owned by Provincetown Board of Trade. The Town filed an answer and opposition to the petition on October 4, 2002, because the land proposed for registration appears to include land owned by the Town and used as part of the

municipal parking lot next to Manual Lopes Square, and because the petition included land beneath the Historic High Water Mark to which the petitioner cannot show record title. The petitioner has indicated he will amend the plan to address the Town's objections.

**18. Provincetown Police Labor Federation and Town of Provincetown**

AAA No. 11 390 02603 06

This matter is a grievance that was filed by the police union in December 2006 with the American Arbitration Association concerning how an officer is charged certain detail hours. A hearing has not yet been scheduled.

**19. Singer Registration**

Land Court No. 43389REG

This is a complaint to register title to land located on Creek Road and Nickerson Street. The Town filed an appearance in December 2006, to protect the rights and interest possibly held by the Town.

**20. Town of Provincetown v. Peckerwood Spred Inc, et al**

Land Court Misc. No. 247136

The Board of Selectmen appealed the decision of the Zoning Board of Appeals granting a special permit to defendant Peckerwood Spred, Inc., allowing "viewing booths" for rental of adult-content videos. The complaint alleged that this activity is not allowed in the proposed location under the Town's new adult entertainment bylaw. The applicant sent a letter to the Zoning Board of Appeals "withdrawing" his application for the proposed use. Town Counsel prepared an Agreement for Judgment which annulled the special permit and which the applicant agreed to sign. However, the Zoning Board of Appeals, as defendants, has declined to execute the Agreement for Judgment.

**21. Town of Provincetown, et al. v. Snow (141-143 Commercial Street Realty Trust)**

Barnstable Superior Court, C.A. No. 01-450

This is an action to compel the owner of 143 Commercial Street to remove a dilapidated residential structure on the site. Prior to a hearing on the Town's motion for preliminary injunction, the owner agreed to enter into an Agreement for Judgment, requiring him to complete demolition, removal and level grading by October 15, 2001. Work had not commenced by the due date and the Town filed a complaint for civil contempt in October 2001. Delays were due in part to unexpected discovery of interior asbestos, requiring state approval and professional removal, but also to defendant's inaction. By agreement, a contempt hearing was delayed and the structure was completely demolished and removed during December 2001. No work has been done to remove the foundation and level grade the lot, but a fence was erected to secure the site. The contempt

action will remain open until the defendant commences construction of a new structure.

### **CASES CLOSED DURING 2006**

#### **1. AFSCME, Council 93 and Provincetown Highway Department**

AAA No. 11 390 01364 06

This matter involved a bypass for overtime. A notice of appearance was filed on June 27, 2006. The parties reached an agreement and the appeal was withdrawn in September 2006.

#### **2. Adelman v. Provincetown Historic District Commission**

Barnstable Superior Court, C.A. No. 05-63

This was an appeal of the Historic District Commission's decision denying a certificate of appropriateness for replacement of the front door of the structure located at 491 Commercial Street. The Commission based its decision upon a determination that the door is the original and should be repaired, rather than replaced. The case was settled after the plaintiffs repaired the door.

#### **3. DeLaurentis v. Provincetown Water and Sewer Board**

Barnstable Superior Court, C.A. No. BACV2005-00388

This case was an appeal of the June 1, 2005, decision of the Water and Sewer Board denying the plaintiffs' request to connect their property located at 5 Pearl Street to the Town's sewer system. The plaintiffs' predecessor-in-title failed to file an owner intent form requesting the connection by the deadline set by the Town, and the plaintiffs' contested, in part, whether this deadline was proper. This case was settled after the Town agreed to connect the plaintiffs' property to the sewer system.

#### **4. Dolphin Fleet v. Town of Provincetown and the Provincetown Public Pier Corporation**

Barnstable Superior Court, C.A. No. 2004-0004A

This was an action challenging the new fee structure for use of MacMillan Pier. The plaintiffs were various commercial boating enterprises that utilize float spaces at MacMillan Pier. They challenged the validity of the new fee structure established by the co-defendant, the Provincetown Public Pier Corporation ("PPPC"). The original complaint was filed on January 8, 2004. The Town and PPPC moved for dismissal of the plaintiffs' claims. The Court allowed the motion to dismiss as to the plaintiffs' equal protection claim. The parties filed cross-motions for judgment on the pleadings, based upon the administrative record. A hearing on the cross-motions was held on January 11, 2006. The Superior Court issued a decision in favor of the Town and the PPPC. The plaintiffs subsequently agreed to dismissal of their last remaining claim and the matter is now closed.

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**5. Duarte Land Court Registration**

Land Court Misc. No. 42834

The Duartes sought to register title to certain land in Provincetown, but that parcel includes a part of Harry Kemp Way, a public Town way. The cesspool for the property partially encroached on the public way. The Town served an answer and opposition on March 18, 2002. The petitioner withdrew the plan, and agreed not to include Harry Kemp Way as part of petitioner's property. After the petitioner installed a Title V compliant septic system on their property, the Land Court approved the petitioner's motion to amend the complaint to exclude Harry Kemp Way, thereby terminating the Town's involvement in this case.

**6. Fahimian (Trust) v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C. A. No. 00-337

This was an appeal from the May 18, 2000, decision of the Zoning Board of Appeals to grant a special permit to allow an addition to a pre-existing-nonconforming use located at 129 Commercial Street. Since the action concerned relief granted to a private party, Town Counsel did not actively defend this matter. On September 3, 2003, the Court ordered the matter remanded to the Zoning Board of Appeals for further findings. At a status conference held January 6, 2006, the Court ordered the permit holder to submit his special permit application to the Board for reconsideration by April 3, 2006, or the Court would annul the special permit. The Court entered judgment in favor of the plaintiff after the permit holder, 129 Commercial Street Corporation, failed to comply with the Court remand order. The judgment annulled the special permit.

**7. Gebelin v. Provincetown Conservation Commission**

Barnstable Superior Court, C.A. No. 2005-00353

This matter was a certiorari appeal of a positive determination of applicability issued by the Conservation Commission on June 3, 2005, under the Town's Wetlands Protection Bylaw for property located at 483 Commercial Street. In August 2006, the parties agreed to a settlement whereby the positive determination of eligibility was limited to a delineation of the flood zone, and an Agreement for Judgment was filed.

**8. Mango v. Provincetown Police Department, et al.**

U.S. District Court, C.A. No. 05-11658JLT

This was an action by a former part-time assistant harbormaster alleging wrongful termination, defamation and denial of his civil rights. The case was filed on August 11, 2005, and the plaintiff named various Town officials, departments, and the Attorney General. The Town filed motions to dismiss on behalf of all Provincetown defendants. The Town's insurance company provided a defense in this case, and appointed Town Counsel to represent the Town. On March 15, 2006, the Court allowed the Town's motion to dismiss.

**9. Town of Provincetown v. NYT Acquisition Corp. (formerly Provincetown Marine Fuel, Inc.)**

Land Court Misc. No. 226024

This was an action to establish the Town's rights under licenses issued to the Town by the Commonwealth in 1958 and 1964 to the pier in Provincetown Harbor known as the "Gas Dock." The complaint was filed on February 22, 1996. Provincetown Marine Fuel, Inc. filed a counterclaim, asserting that it is the successor in interest to an easement that allows storage of oil at the Gas Dock and that the Town's actions took its property. The parties have entered into a settlement agreement, whereby the defendant agrees that the Town is the sole and rightful owner of the Gas Dock, and the Town agrees to a temporary naming and use restriction of the dock.

## Art Commission

During the past year, the most significant display of a portion of the collection was the exhibition titled "Networking," which was held at the Pilgrim Monument and Provincetown Museum. It featured many works from the Town Collection including two prints by Blanche Lazzell. We were fortunate to have Robert C. Bridges, curator of the West Virginia University Art Collection, assess the works in our collection by this West Virginia-born artist.

Strong marketing efforts by the office of the Town Clerk, which increased the sales of the "Four Seasons" prints, provided additional funds for conservation. Work was completed on paintings by artists Margaret Jensen, Richard E. Miller, Arthur Diehl, Edwin Dickinson, Fritz Pfeiffer, Ross Braught, Ada Gilmore and Oliver N. Chaffee, among others. Through this effort, we have been able to increase the selection of works that can be displayed in municipal spaces. We are pleased to report that the remaining two largest works by Chaffee have been hung in the children's area of the Public Library, now a prime venue to see portions of the collection.

A work by Ross Moffett was selected to illustrate an essay in a forthcoming catalogue of the work of Edward Hopper, to be published by the Museum of Fine Arts, Boston. This type of exposure underscores the significance of the Town's fine collection.

This past year, the collection was enhanced by a gift of a watercolor study for a wood block print by Edna Boies Hopkins. We are thankful to the Alexander Family, particularly to Edward Alexander of Indianapolis, Indiana for their generosity.

For the immediate future, the Art Commission plans to continue its strong conservation program and focus on the remainder of the paintings in the collection that require care. Works of art on paper have all been stabilized. They will be addressed at a later time, along with works of sculpture in the collection.

I am grateful for the significant amount of time devoted to the efforts of the Commission by its members and the work of the collection's manager, Amy Heller. We extend our thanks to the Board of Selectmen, Town Manager and Town Hall personnel for their enthusiasm and support. Thanks also to the conservators and framers who bring valuable pieces of art back to prime condition for their generosity in working within the framework of our operations budget.

*Respectfully submitted,*

**Stephen Borkowski**

Chair

## Cape Cod Commission

The Cape Cod Commission provides regional services and serves as a coordinator of many projects and activities that affect all of Barnstable County. The Commission also provides technical assistance to each Cape town on request. Activities involve promotion of affordable housing, demographic and economic data analyses, economic development programs, geographic mapping and data analyses, historic preservation, marine and coastal resource protection, preservation of open space and natural resources, transportation planning and analyses, solid and hazardous waste management, and water quality and water supply protection.

The Cape Cod Commission is charged with reviewing and regulating Developments of Regional Impact, recommending designation of Districts of Critical Planning Concern, and preparing and overseeing the implementation of the Regional Policy Plan, the set of planning policies and objectives that guide development on Cape Cod.

The Cape Cod Commission provided assistance to the Town of Provincetown in Fiscal Year 2006 as follows:

### **Affordable Housing Program**

- Monitored ongoing construction of the HOME Consortium-funded 36-unit ownership development on Meadow Road.
- Provided one HOME Consortium down payment loan to a Provincetown household.
- Awarded a \$5,000 Technical Assistance Program grant to the Provincetown Housing Authority for an engineering assessment of a

potential land acquisition for affordable housing on Shank Painter Road.

**Economic Development Program**

- Provided detailed data about owner/renter housing characteristics to the Provincetown Housing Authority.
- Provided data about the local room occupancy excise tax revenue to the town manager.
- Provided economic development and planning data to the Council on Economic Development.

**Geographic Information System Program**

- Provided transportation-related data on CD.
- Provided technical comments on the state Environmental Notification Form for the Provincetown Airport Project.

**Planning and Regulatory Programs**

- Approved the Development of Regional Impact (DRI) Hardship Exemption application for the Cape End Care Campus.

**Transportation Program**

- Performed four road traffic counts and one intersection traffic count, including sections of Route 6A, Bradford Street, Conwell Street, Howland Street, Province Land Road, and Race Point Road.
- Provided technical assistance and developed recommendations for safety and operational improvements at the intersection of Bradford and Howland streets.

**Water Resources Program**

- Participated in discussions on wastewater management and water supply planning.
- As a joint project with the School of Marine Science and Technology at the University of Massachusetts-Dartmouth, coordinated water quality “snapshots” (two samples and analyses) of Clapps pond.
- Monitored groundwater levels in one US Geological Survey (USGS) observation well each month.

*Respectfully submitted,*

**Roslyn Garfield**

Provincetown Representative to the Cape Cod Commission

<b>Cape Cod National Seashore GMPIAC</b>
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The Town Committee with the greatest number of initials advises the Board of Selectmen on Provincetown matters pertaining to Cape Cod National Seashore (CCNS), based on the Committee’s monitoring of the CCNS General Management Plan (GMP) and the Town’s two-page response printed within the GMP. The Committee, proposed by the Board of Selectmen and approved at the 2000 annual Town Meeting, followed six years of participation by town citizens and representatives in the GMP public comment and review process. The GMP has

been in effect since July 1998 and will continue to be so until a future GMP supersedes the present one. (The previous CCNS Master Plan was in effect for 28 years from 1970 through 1998.) CCNS controls 5,050 of Provincetown's 6,576 acres – 77% of all land within town boundaries, the highest percentage within any of the six towns adjacent to CCNS. The lands and waters under CCNS management include the Provincelands and Long Point, which for centuries have been areas of local use consistent with the historic concept of “the commons”.

In 2006, the Committee met with local residents on a variety of CCNSGMP-related matters; monitored the status of the dune shacks and their use, including an ethnographic report and traditional cultural property (TCP) assessment providing detailed evidence that may lead to protection of some dune shack dwellers as “traditionally associated peoples” with a corresponding right to continue to practice their traditional ways of life in “traditional cultural properties” (the shacks); monitored the CCNS decision to dispute the dune shack ethnographic report and TCP assessment and to seek a final determination from the National Register; monitored the CCNS decision to evict a long-time traditional dune shack family from a shack; monitored the ongoing CCNS hunting issue; assembled public comments on the National Park Service proposed Management Policies draft and formulated a Town response; monitored road, beach and Beech Forest access issues; discussed with CCNS staff the Committee's concerns about erosion at Long Point, Herring Cove and Hatches Harbor; discussed with CCNS staff the Committee's concerns about the Moors area pond and Long Point sanitation issues; monitored CCNS actions leading to extensive beach closures due to piping plover nesting; and participated in a joint meeting with the Board of Selectmen to discuss Town-CCNS issues with CCNS Superintendent George Price.

It is the Committee's goal to help the Town cooperate with CCNS whenever possible and to protect Provincetown as a community from its federal neighbor when necessary. We resolutely believe that the Town must continue to vigorously assert its expectation that CCNS and NPS honor *any and all rights* granted to the Town, residents, or the public whenever they are threatened by external or internal pressure in order to maintain the appropriate balance between federal authority and local ways of life that the U.S. Congress intended when it created Cape Cod National Seashore.

*Respectfully submitted,*

**John W. Thomas**

Chair

## Community Preservation Committee

In January the Community Preservation Committee (CPC) unanimously approved two proposals to be brought before the Annual Town Meeting for funding; 1) The Pilgrim Monument repairs with CPC Historic Preservation Funds for \$58,500 and, 2) Land acquisition at Shank Painter Road submitted by the Board of Selectmen and the Provincetown Housing Authority (PHA) for 1 million dollars of Affordable Housing Preservation funds. Both requests were approved at the Annual Town Meeting. The CPC defeated a motion to provide the Interfaith Council \$20,000 for emergency housing assistance believing that the Board of Selectmen were in the position to carry this emergency assistance forward as they did later in the year.

The CPC continued to explore viable housing initiatives with other town housing committees and ultimately agreed to provide \$10,000 toward a Housing Coordinator, however these funds were applied as part of the fees needed for Consultant John Ryan to conduct an Affordable/Community Housing Summit. The outcome of which was an Affordable/Community Housing Action Plan for Provincetown. This initiative was supported by CPC in the following motion that passed unanimously: To recommend to the Board of Selectmen that a summit or conference be held with key shareholders in mid-September for the purpose of developing a short-term strategy, as well as a long-term strategy, to address the housing needs as identified by John Ryan, and to develop action plans which can be implemented by December 31, 2006, with funding for necessary consulting services to be provided by the PHA Affordable Housing Trust Fund and CPA funds. In addition, the CPC approved the following motion: To recommend to the Board of Selectmen that it be assured that the strategic plan for Community Housing will be submitted to the Board of Selectmen by December 2006 by Consultant John Ryan and include, at a minimum, the following components; 1. Total number of housing units to be created, 2. Specific locations where specific numbers of units would be created, 3. Number of units by income eligibility, 4. Financing plan, 5. Government and management structure, 6. General by-laws and zoning by-laws required to achieve the plan, 7. Any other measures to implement plan. In November and December 2006, the CPC announced its call for funding proposals emphasizing the following: funding priority for fast track housing up to fifty (50) units in traditional Cape Code style on one or more sites with a goal of those units being ready for occupancy within one-and-one-half (1 ½) years after funding is approved by Town Meeting in April 2007. Preference will be given to projects with at least 2/3's rental housing.

*Respectfully submitted,*

**Elaine Anderson**

Chair

## Cultural Council

This past year the Cultural Council's budget from the Massachusetts Cultural Council totaled \$4,000. We granted money to 5 groups: \$1,200 to the Community Compact for the Quaking Bog Project; \$500 to the Map & Plaques for the Michael Mazur Artist Studio Project; \$1,000 to the Truro Center for the Arts at Castle Hill for the Poet & Artist Broadside Project; \$300 to the Provincetown Public Library for the "Save the Boat" Video project; and \$1000 to John Clayton for the "Artist at Work" TV Series on Provincetown Public Access.

The Cultural Council is organizing an Art in Public Places Sculpture for an AIDS Memorial for the Town of Provincetown. Support of this project has come from the Visitors Service Board. Future projects include Art in Public Places Sculpture to "Honor the Fisherman Memorial" at Waterfront Park. The Cultural Council created the position of Poet Laureate for the Town of Provincetown in 2004. The first year it was Stanley Kunitz, last year it was Jason Shinder and the 2007 Poet Laureate will be announced in the early 2007.

*Respectfully submitted,*

**Cherie Mittenthal**

Chair

## Economic Development Council

The Provincetown Economic Development Council (PEDC) is very fortunate to have been significantly funded by Barnstable County in excess of \$80,000.00 in commitments from the County EDC. This has allowed us to engage a full economic study progress report. We have had a preliminary key findings report issued in February (07). Much of its insight and data is new and some is under review for correction and or further comment. The final key findings report will be submitted to the County EDC & PEDC in early May. From the above data collection, we will contract services for a Town Strategic Economic Plan consultant (funding has been voted by the County). We will then be prepared to issue a contract for a Provincetown Strategic Economic Plan upon completing the bid process as required. It should be noted that Provincetown and the PEDC were chosen as a model to encompass strategic planning not only for Provincetown, but also the rest of the Cape and Islands.

Significant thanks for the time, assistance and continued efforts on behalf of PEDC to Dan Dray and Leslie Richardson, our two County EDC liaisons for their guidance on a project of this magnitude. Special thanks and appreciation, as well, for the "senior" guidance and support of Dave Willard of Cape Cod Five, our County EDC Vice Chair.

PEDC has interfaced with a number of other Town boards, committees and staff, including: the Selectmen, Planning Board, Visitor Services Board, Pier Corporation, Community Preservation Committee, Licensing Board, and many not for profit town and cultural agencies. We also assisted the Selectmen in developing a plan for the Surplus Gallonage Water Pool from which economic development will be able to continue with control and conservation through prudent application of the policies the Board of Selectmen adopted.

The PEDC is the formal arm of the MCC Adams Grant Task Force Group. Provincetown is fortunate to have received a number of significant grants and continued support from the Mass Cultural Council. These grants are dedicated to the development of Cultural Tourism and its extensions and are specifically under the direct leadership of our Grant Administrator Michelle Jarusiewicz. Our formal thanks to Michelle for her hard work at continuing the tedious task of coordinating the grants, researching our eligibility and directing implementation of the receipts to result in the betterment of the Town.

The PEDC has an open door policy and all ideas, suggestions, criticisms and comments are accepted at our meetings.

*Respectfully submitted,*

**Steve Melamed**

Chair

## Finance Committee

2006 was a busy year for the Finance Committee. The year began with the threat of the Town's first-ever proposition 2½ override hanging over our heads. Hearings, meetings, and negotiations all led to the same conclusion: our luck had run out. Either we had to present a Proposition 2½ override request to the voters or we had to cut the equivalent of 15 jobs from Town Departments. The outlook leading to Town Meeting was bleak but we were hopeful the voters would ultimately see a Proposition 2½ override as more an emotional hurdle than a signal of a financial disaster. Fortunately, the taxpayers did vote for the override both at Town Meeting and at the ballot box.

But, we heard the message from the taxpayers loud and clear and immediately set about to make sure we were doing everything possible to manage and reduce the possibility of future overrides. First, we went to work with the schools to make every effort to understand the complex world of School Finance. We hired a consultant to teach us about this complex world and to help us merge the Schools accounting systems with the Town's. As the year ended we were well along with these tasks. They will ultimately save the Town far more than the cost of the consultant in reduced employee-hours of labor and provide improved efficiency in this important Town department.

Next, we divided the Finance Committee into a series of sub-committees to explore each Department that has major revenue or expense responsibility, so we would better understand their function and needs. This process makes us better prepared to review Departmental annual requests during the budgeting process. We further explored Departmental costs by reviewing revenues and expenses from 20 peer communities and comparing their costs to ours. While there is no place quite like Provincetown there are many towns from which we can learn, and we have become diligent students. In larger numbers than ever before, Finance Committee members have given of their own time and expense to become involved in the Massachusetts Municipal Association and the Association of Town Finance Committees. They have attended meetings across the State to learn more about how we can provide the taxpayers with sound financial management. Everyday our members spend their own time attending hearings and meetings, serving on task forces, researching issues, exploring data, calculating alternatives and creating opportunities to make our financial position stronger.

Finally, we held a joint meeting with the Board of Selectmen at the beginning of the fiscal year 2008 budget hearings where we sought and received their acceptance in establishing three policies to build and maintain a stabilization fund to stave off the need for another override in the near future. Further, the Finance Committee and the Board of Selectmen have mutually agreed to review the Town's overall financial policies and to modify them where necessary to insure the citizens receive high quality services and educational opportunities for our children. We want to insure citizens receive just the right amount of services. We want to insure proper consideration be given to our elderly and infirm so they can continue to live in our Town. And we want to insure we do everything possible to reduce the amount of property taxes necessary to fund these programs. As the Finance Committee, we face these challenges with a great deal of optimism and enthusiasm. By reducing our expenses, improving our non-property tax revenues, and providing sound financial management we believe we can continue to make Provincetown our home.

*Respectfully submitted,*

**Gary Delius**

Chair

## Historic District Commission

The HDC bylaws, approved at the 2003 Annual Town Meeting, were adopted to promote the cultural, educational, and general welfare of the Town Of Provincetown. As part of a community that thrives on tourism, the HDC strives to maintain the character of Provincetown as a 19<sup>th</sup> century seaport and to preserve our unique cultural and architectural heritage. The board is comprised of representatives from The Provincetown Art Association & Museum, The Pilgrim

Monument, The Chamber of Commerce, The Provincetown Business Guild, the Historic Commission (which differs from the HDC in that it is an advisory, not regulatory board) and appointees from the Board of Selectmen. The board meets twice monthly and reviews applications from property owners within the district wishing to perform exterior renovations.

From its inception, the HDC has strived to balance the preservation of the character-defining elements of the town that communicate its distinct personality with the pressures of development and progress that confront many popular tourist destinations. To that end, amendments in the by-laws were adopted in 2006 to reflect the changing needs of the community. In 2007, we are continuing to solicit feedback from the community at large, as well as interested contractors, through a series of public meetings. To view the current by-laws visit [www.provincetown-ma.gov](http://www.provincetown-ma.gov).

*Respectfully submitted,*

**Carol Neal**

Vice Chair

## Historical Commission

The Provincetown Historical Commission in 2006 continued its primary role as an advocate for historic preservation, and an educational resource for town officials, boards, and the general public on the history of Provincetown and its architectural resources. In that capacity, the Commission approved a comprehensive 2006 Preservation Plan outlining historic preservation goals for the town and the Historical Commission. The Commission continued to work towards improving the town's Inventory of Historic Resources – the building-by-building survey of our historically and architecturally significant resources. This work has been greatly assisted by the Provincetown History Preservation Project, a project which involves scanning and creating a searchable database for town-owned historic collections. The Commission has acted as an advisory board for the Department of Public Works' ongoing efforts to restore Town Hall, and members of the commission have worked with the Town Library to continue its restoration. The Commission has also played a role in assessing applications for the 10% of funding from the Community Preservation Committee for projects involving historic preservation. Finally, the Commission added excellent new members this year and has reached its full compliment of members and alternates; but we remain eager to welcome anyone interested in helping to research, document, and protect our incredible history and town-owned historic resources.

*Respectfully submitted,*

**Eric E. Dray**

Chair

## John Anderson Francis Family Scholarship Com.

The following graduates from the Provincetown High School Class of 2006 were awarded scholarships from the John Anderson Francis Family Scholarship Fund: Lucy Butler, Rick Days, Christopher deSouza, Vida Hamnquist, Dorothy Hitchcock, Nury Jeronimo, Marissa Livingston, Joseph McKinnon, Jacob Morris, Chantal Mossy, Eve Rose, Apollo Silva, Ross Silva, Jenny Schmidt, Bronson Zawaduk. The JAFF Scholar receiving the award this year is Marissa Livingston. A total of \$37,750 was awarded.

In October of 2006, scholarships from the John Anderson Francis Family and Captain Joseph Oliver Scholarships were awarded to the following Provincetown High School Alumni: Ty C. Beck, Katherine Browne, William Travis Cabral, Danielle Cardinal, Suzanne Marie deSouza, Jeremy Michael Felton, Kira Lin Irving, Brandon J. Machado, Amy Menangas, Derek Menangas, Jenna L. Morris, Gabriel Morton, Brandon F. Motta, Katie Motta, Liana Papaleo, Julian Papetsas, Jessi Silva, Caitlin Tobias, Cassandra Tran, and David Watkis. The total amount awarded was \$20,500.

The balance of the John Anderson Francis Family Scholarship is \$1,088,956.44 and the balance of the Captain Joseph Oliver Scholarship fund is \$477,762.30 as of September 1, 2006. Remember, only the interest of the above amounts is awarded so that future graduates of Provincetown High School and Cape Cod Regional Technical High School are guaranteed financial aid.

The committee wishes to thank the Town Treasurer, the Town Clerk and their staffs for their cooperation and assistance during the year.

*Respectfully submitted,*

**Gail S. Brown**

Chair

## Management Information Systems

In 2006, the MIS department underwent some structural changes in its staff. As a result of increasing the level of services to Provincetown Public Schools, two full time positions were created in the department. Previously part-time technicians Lynne Martin and Marcin Sapinski nicely transitioned into these roles, with Marcin serving as the dedicated technician to the school district and Lynne providing services to the municipal side. In addition to providing day-to-day technical support, Lynne and Marcin have been instrumental in several infrastructure upgrades on both the municipal and education fronts. Most notably on the town side was the transformation of the public machines at the

public library, where approximately a dozen computers were deployed with newly installed time tracking software. Now the process of reserving a public computer has been streamlined, giving the user the flexibility of self-registering with a library card. This frees up the library staff and automates the reservation process, making it fair for the entire public.

Meanwhile, during the summer months, the MIS staff was busy refurbishing equipment at Provincetown Public Schools, effectively eliminating the now nearly defunct Windows 98 operating system. The MIS staff also helped roll out Edline, a content management solution that allows the school district to easily publish information for teachers, parents, and students to the school's website. Among the projects scheduled for 2007 is the implementation of GradeQuick, a grade book program that will allow the teachers to report grades electronically and in real-time post them to Edline. Also, the MIS staff is excited to introduce some Macintosh equipment that was generously donated to the school district by The Provincetown Banner. On the town side, the MIS Department hopes to integrate WiFi service into each town building, allowing town employees and guests to access the internet wirelessly while in those locations.

Lastly, the MIS Department would like to replicate the success of Edline by pursuing an easy-to-use content management system that would replace the Town of Provincetown's existing website. This would allow departments to maintain each of their respective pages on the website, which would more quickly make information available to the public. We would also like to offer an online payment solution that would give citizens the ability to pay their tax, water, and sewer bills online. Indeed, there is much to look forward to in 2007!

*Respectfully submitted,*

**Beau S. Jackett**

Information Systems Director

## Open Space Committee

In 2006, the Open Space Committee brought to the annual Town Meeting an Article to purchase 74 Harry Kemp Way for conservation and passive recreation purposes. The Provincetown Theater Foundation owned the property, which consisted of 2.08-acres. The article passed favorably and the land was purchased with Landbank Funds (\$163,440) and Massachusetts Self Help Funds (\$177,060). This property is especially important because it rests on the greenway and is situated between two other conservation properties. It is important to wildlife; and makes for a great public park for residents and visitors because it is within such close walking distance to homes, our elderly complex, and town center. The combination of these three properties totals approximately 10 acres. Ray Wells, the original owner of this property, had this idea for a centrally located "peace"

park, now called “Nicky’s Park’ after her late husband. The sign, as requested by Ray, will read: “Dedicated to the berry-pickers of the Portuguese community, all others and our children.” The Conservation Commission manages this property and the Provincetown Conservation Trust holds the conservation restriction. The town has a 3% annual Landbank management fund that is available to maintain our conservation properties. We hope to assist the Conservation Commission in utilizing these funds to manage this property with simple trails and natural benches.

It is important to remember that in the 2004 Visioning Survey mailed to residents, there was a 78 percent response in favor towards acquiring and protecting more open space in terms of pocket parks, adding to our greenway space and town conservation areas already conserved as well as protecting vistas and areas along our the waterfront. There also was a heavy response in favor of maintaining and improving access to our conservation areas with additional improvements such as attractive benches, signs and maps. The Open Space Committee will continue to work toward this goal.

For 2007, the Open Space Committee will continue to work in conjunction with the Conservation Commission and the Provincetown Conservation Trust in the management of our town-owned conservation lands as well as resuming work to locate for purchase land for conservation purposes. The Open Space Committee is enthusiastic about the opportunities in 2007. We invite new members to join the committee for an exciting year of discoveries. Thank you Provincetown!

*Respectfully submitted,*

**Celine Gandolfo**

Chair

## Planning Board

The Planning Board is responsible for the administration of the Subdivision Control Laws as granted by Massachusetts General Laws Chapter 41, and the development of recommendations on all matters concerning the physical, economic and environmental development of the town. The Planning Board has focused its attention on reviewing and updating the zoning by-laws and dealing with the applications that require site plan review or endorsement under the Subdivision Control Law.

In 2006, the board met on a regular bi-weekly basis. Our membership has been more stable this year than in recent ones. We have a full complement of five regular members but have no alternates at this time. This is an increasingly difficult time for the Planning Board, reflecting tensions arising in town from the continuing affordable housing crisis, compounded now by a downturn in the

real estate market, and what would appear to be a significant softening in commercial and retail activity.

Unfortunately, 2006 had elements of the politicization of the Planning Board appointment process with members of the Board being threatened with not being reappointed based on their votes on some matters before the Board. We sincerely hope this does not become a reoccurring event or it will be impossible for us to fulfill our obligations to the Town.

Many of the issues facing the Town are addressed in an ad hoc fashion, such as the recent Housing Summit that brought together an impressive number of people (over 150 at the initial session) who continued in a process leading to the development of a Housing Action Plan. The Summit harnessed the energy of many concerned and committed citizens and the Planning Board will seek to move forward on many of the recommendations and take the lead in pursuing a 40R Smart Growth initiative for designated areas of our community.

We have been glad to have the assistance of Building Commissioner Doug Taylor who announced his resignation in December. The Planning Board was fortunate in not having to review any applications by the Building Commissioner in his role of a private property developer. Such a duality of role presents almost insurmountable obstacles for the board and the town must make stringent efforts to prevent this from occurring in the future. We thank Permit Coordinator Maxine Notaro for her assistance as our staff liaison. We are extremely grateful to Martha Hevenor from the Cape Cod Commission and to the Commission itself for its pledge to assist us in the implementation of the 40R Smart Growth initiative.

*Respectfully submitted,*

**Howard Burchman**

Chair

## **Provincetown Public Pier Corporation**

Provincetown Public Pier Corporation has completed its first full year of combined operations, inclusive of the 2006 summer season under our contract with the Town of Provincetown. We entered into a twenty-year lease with the Town of Provincetown dated March 29, 2005 and executed a five-year management contract to start on July 1 of that year. The lease and management contract were a negotiated settlement between ProFish, the Selectmen and Pier Corp. In the end, it was agreed to give the fishers a protected or under-market rate thereby reducing the return to the town in the form of rent. This in effect, became the subsidy envisioned in the BoS/ProFish Memorandum of Agreement dated Feb. 26, 2001 and instituted in the twenty-year lease, section 3(a) for MacMillan Pier.

We paid our rent and insurance co-pays as agreed (\$96,340), but did not exercise our right to a credit for the additional mooring fees we collected over the base contract amount. The total amount of mooring revenue turned over to the town was \$75,000 last year and \$38,000 to date this year.

We have continued our commitment to commercial fishing; the completed ice machine and blower system have been well received. We built additional capacity into the electrical system anticipating eventual expansion of fish offloading. We refined floating docks inclusion criteria to insure availability to qualified commercial fishers and we have made changes to the south floating dock mitigating storm damage and restoring electrical service.

We continue to support our West Float Space Tenants with brochure racks in the office and assistance with conflict resolution between competing businesses when those issues arise. The Float Owners lawsuit has been withdrawn. Marketing of our charter fishing fleet should increase opportunities for their businesses and attract more tenants. We have created a marketing website to increase exposure for all our tenants and the opportunities for using the pier. This website, [www.provincetownpublicpiercorporation.com](http://www.provincetownpublicpiercorporation.com), when complete will include real-time weather data, webcam, events, regulations and forms, links to all tenant websites and useful marine and visitor information.

In the area of Administration and Finance, we have revamped our accounting systems to business-based tracking of revenue centers. We have added a Consumer Price Index to all rates removing annual contentious hearings over rate increases. In deference to the high cost of fuel for our tenants last year, we adjusted the CPI to “less food and fuel”, reducing the annual increase to them even though we will have to make up the differences within our budgets. We have closed a loophole in the mooring regulations that allowed small boats to ‘habitually anchor’ without paying mooring fees and thus increased mooring revenues. As a service to the community, we created a no-cost beached boat ID to assist our customer service response. We have reworked the moorings waiting list to be annually renewable thereby removing old entries and creating a more realistic list for use as we continue to map and re-organize the mooring fields.

Events are a growth sector for the pier and deserve continued marketing. Last year, Family Pride moved most of its events to the pier as they have outgrown most other town venues. The event did not adversely effect other existing pier operations. With the addition of a Pavilion in the coming year we anticipate continued growth. The other growth sector is the transient yacht fleet, which we will continue to nurture. Interagency support continues with strong connections to the Visitor Services Board, Tourism Director, Chamber, PBG and other town and regional boards. This year we have assisted with a campaign to bring a regional cruise line to Provincetown and have participated in discussions for the

Waterfront Park and Adams Grant Streetscape Project. Our Harbormaster is a Director of the Cape & Islands Harbormasters Assoc., a member of Mass. Marine Trades and Cape Cod Bay Council.

We completed a retail experiment last season with an ice shack selling sno-cones and an art gallery displaying marine-related paintings and postcards. Both were well received by the public. We will continue progress in the retail sector gathering public input for uses of the pier and preparing policies and procedures to nurture economic development. This provides additional sources of revenue and adds to the visitor and local experience.

Controlling expenses is another way we try to control the budgets. We have begun research into wind/photovoltaic power and continue to look for ways to lessen maintenance and other expenses. The greatest challenges facing the rehabilitation and economic development of the pier are the unintended consequences of the original project design, which are well documented, and the amount of infrastructure available to expand services. To address these challenges we strive to lower maintenance costs by expanding our ability to make repairs in-house, adding equipment and capable staff. Expansion of the infrastructure will remain a priority as we look for additional revenue sources.

The following are highlights of the progress the Pier Corp has made in the first full year of operations under the Harbor Management Contract with the Town of Provincetown.

- Improved customer services with changes to standard operating procedures
- Dept. head has completed the Police Academy Reserve
- Line staff has completed ICS 100 training, State Police Marine Enforcement and other related training
- Improved account receivable collections through Small Claims Court
- Provided support and sponsorship for the Blessing of the Fleet and Schooner Race
- Substantial contributions to Ferry Terminal and Restrooms
- Completed mapping of mooring field and increased compliance
- Increased harbor patrols prior to inclement weather reducing emergency calls and limiting damage to private property

Grant applications for the following items/areas are in the process: fender pile replacement on fixed piers, security cameras, a comprehensive water-quality testing program, fire suppression equipment, courtesy float expansion, Harbor Guide reprint and wind power.

We have had several changes of board members in the last year: Paul de Ruyter (12/05), Chip Bradish (4/06) and John Baldwin (8/06) departed from the board and the Selectmen appointed Leonard Clingham (1/06), Phil Tarvers (5/06) and Kerry



Adams (9/06) to the board. Current officers are: Len Clingham, chair; George Hitchcock, vice-chair; and Phil Tarvers, treasurer.

Finally, we honor the history of Provincetown by utilizing the handle design of the Lipton Cup, now proudly displayed in the new Library, on our corporate seal. One hundred years ago, August 1, 1907 the fishing schooner Rose Dorothea won the Lipton Cup beating another Provincetown vessel, the Jessie Costa in a race befitting that of Provincetown's unique history.

*Respectfully submitted,*

**Len Clingham**

Chair

## Zoning Board of Appeals

The Zoning Board of Appeals had another busy and productive year in 2006. The role of the Board is to hear and decide appeals for relief from the Zoning by-laws, by way of special permits or variances. The Board is also charged with the duty of hearing and deciding appeals by those members of the community who believe they have been aggrieved by a decision or action of the Building Commissioner. The Board generally meets on the first and third Thursday of each month for both a work session and a public hearing. All meetings of the Board are posted and open to the public with the rare exception of executive sessions.

In 2006, the board met 19 times, hearing 85 cases, many of which were multiple applications containing two or more requests for relief from the Zoning By-Laws. In all, these 85 cases included 94 applications for special permits, 1 application for a parking variance from the Zoning by-laws and one appeal of the Building Commissioner's decision. Of the 94 applications for special permits, 73 were granted, 6 were denied, 14 were allowed to withdraw without prejudice and one was allowed to postpone a final determination until after the Annual Town Meeting in April of 2007. The application for a parking variance was granted. The single appeal of the Building Commissioner's decision was denied, effectively upholding the decision of the Building Commissioner.

The Zoning By-Laws provides specific criteria for the granting of a Special Permit. Namely, that the applicant must show (and the Board must find, in writing) that the benefits of the proposal to the Town or the neighborhood outweigh any adverse affects, such as hazard, congestion or environmental degradation. The Zoning Board of Appeals considers each application on its own merits without benefit of previous precedence. The Board believes strongly in the property owners' right to use their property as they wish, however encourages these

property owners to do so within the confines of the Zoning By-Laws. The Zoning Board of Appeals certainly encourages applicants to bring their properties into conformance with the Zoning By-Laws which have been voted into place by the citizens of Provincetown.

Toward the end of 2006 we began hearing talk of eliminating the position of Permit Coordinator in the Department of Community Development and replacing that position with a clerical position. I must say in the strongest possible terms that this position is absolutely necessary to the smooth functioning of the Zoning Board of Appeals and all the other volunteer boards. The current Permit Coordinator has done an excellent job of facilitating the work of the volunteer boards and without this position the public would suffer by not being well served in a timely manner.

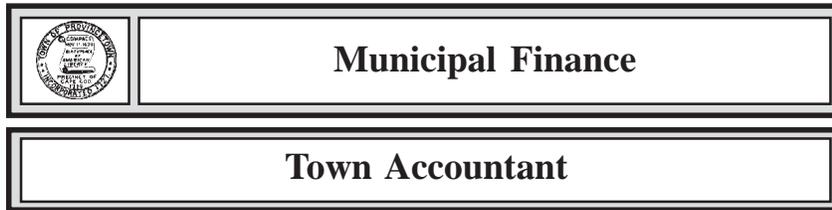
2006 marks the eighth year in which I have had the privilege of presenting an annual report as the Chairman of the Zoning Board of Appeals. Normally at this point I would stop to recognize a particular staff person or Board member for outstanding service. This year I would like to ask the reader's indulgence to allow me a few personal sentiments. I have been privileged to serve the Town as a member of the Zoning Board of Appeals for eleven years and now, thanks to term limits, I am stepping aside to allow another citizen to come forward and take my place. I do this happily. I cannot say that I have made new friends by being on the Zoning Board, but I do believe that I have helped create a Board which may not always give everyone what they want, but is always seen as fair and just in upholding the Zoning By-Laws created by the people of Provincetown through the Town Meeting form of Government. I only hope that I have helped create a model for future Boards to follow.

In addition to myself, two other Board members, Peter Bez and Steve Melamed, reached the end of their term limits and were required to step down from the Board at the end of 2006. Their service to the Town should be applauded. With the three of us gone from the Board, there will be several vacancies on the Board which may create problems for applicants unable to have their applications heard in a timely manner due to inevitable Board member absences. It is the volunteer board members which make our local government run smoothly and more generally it is those Provincetown residents who choose to give back to the town by volunteering their time which make this town the great place that it is. Hopefully more Provincetown residents will return to embrace volunteerism in local government and local non-profit charity organizations as well as in political and charitable causes on a regional, national and global scale.

*Respectfully submitted,*

**Gary Reinhardt**

Chair



A couple of fiscal achievements for the Town and the Accounting office happened in FY2006. The town passed the first Proposition 2 ½ override with a final show of support for the Cape End Manor. For the first time in recent memory the Schedule A FY2005, end of year report for the Department of Revenue, was prepared in-house albeit late, due to the audit work papers not being available until after Town Meeting. The report for FY2006 was also prepared in-house and submitted on time. In the fall of 2006, the accounting office hired a consultant to help restructure the Chart of Accounts. This project will enable the Accountant to provide timely reports, balance sheets and prepare financial statements without the need to rely on the outside audit firm.

Once again, there were changes within the Department of Municipal Finance. In April soon after Town Meeting, Treasurer John Fitzgerald resigned his position in order to move to Florida to join his partner. I would like to thank John for his ten years of service and dedication to the Town of Provincetown; he will be missed. Assistant Town Accountant Linda O'Brien filled the position and we thank her for working two jobs for a few months over the summer and look forward to working with her in the future. I want to thank the Board of Selectmen, Town Manager, Department Heads, Boards and Committees, citizens and my staff, Irene Silva for their support during the past year; and look forward to working with them in the future.

The reports for the Municipal Finance Department follow, as reported by the Treasurer and Town Accountant: Debt Schedule; Summary of Receipts; Report of Appropriations & Expenditures; Appropriations Balance as of 12/31/06; Salaries and Wages. All reports are for the Fiscal Year ending June 30, 2006 unless otherwise stated.

*Respectfully Submitted,*

**Alexandra Heilala**

Town Accountant

**Fiscal Year 2006 Appropriations/Expenditures**

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2006 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	7,482	-	7,482	7,460	22
Bd. of Selectmen Sal/Wages	42,874	2,560	45,434	45,434	0
Bd. of Selectmen Expense	8,300	-	8,300	8,255	45
Town Manager Sal./Wages	139,336	7,377	146,713	146,713	0
Town Manager Expense	20,998	(10,000)	10,998	9,029	1,969

**Provincetown**

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2006 Expended</b>	<b>Avail Budget</b>
Finance Com. Oper Exp.	40,300	(35,000)	5,300	5,259	41
Town Acct. Salaries/Wages	135,155	7,244	142,399	141,655	744
Town Accountant Expense	43,099	-	43,099	43,092	7
Town Acct. Encumbered	1,863	-	1,863	644	1,219
MIS Coord. Salaries/Wages	50,000	5,783	55,783	55,783	0
MIS Coordinator Expense	86,895	-	86,895	71,471	15,424
Board Assess. Sal./Wages	118,206	3,557	121,763	121,763	0
Board Assessors Expense	64,991	495	65,486	19,541	45,945
Board Assess. Encumbered	148	-	148	-	148
Treasurer/Coll. Sal./Wages	129,117	9,067	138,184	138,184	0
Treasurer/Coll. Expense	46,000	-	46,000	38,934	7,066
Legal Services	175,000	87,432	262,432	262,388	44
Administration	56,910	62	56,972	54,932	2,040
Land Bank	324,344	-	324,344	253,255	71,089
Land Bank Encumbered	9,417	-	9,417	9,417	0
Town Clerk Salaries/Wages	59,822	2,907	62,729	62,729	0
750.00	21.00	15,750.00	2.90%	456.75	
Town Clerk Expense	8,875	-	8,875	8,748	127
Licensing Salaries/Wages	36,530	2,189	38,719	38,719	0
Licensing Expense	1,428	-	1,428	1,428	0
Conservation Commission	4,170	-	4,170	4,101	69
Housing Partnership Exp.	1,060	-	1,060	1,050	10
Planning Board Expenses	12,293	(5,000)	7,293	7,293	0
Zoning Board Appeals	2,655	-	2,655	2,641	14
Historical Commission	605	-	605	585	20
Historic Dist. Commission	1,697	500	2,197	2,191	6
Economic Devel. Council	-	5,000	5,000	4,992	8
Buildings & Grds Payroll	444,146	(23,296)	420,850	412,482	8,368
Buildings & Grds General	221,966	36,000	257,966	254,166	3,800
Buildings & Grds General	19,250	-	19,250	20,757	(1,507)
Police Salaries/Wages	1,523,522	15,973	1,539,495	1,479,045	60,450
Building Grounds	57,231	36,000	93,231	79,514	13,717
Police Expense	117,580	117,580	115,341	2,239	
Build.&Grds GraceGouveia	28,615	-	28,615	46,322	(17,707)
Police Encumbered	932	932	932	0	
Bldgs&Grounds Gra.Gouv Enc	-	-	-		
Police Station Expense	39,200	-	39,200	38,965	235
Buildings & Grds Library	45,750	-	45,750	29,923	15,827
Fire Salaries/Wages	273,968	-	273,968	255,596	18,372
Buildings & Grds Cemetery	3,500	-	3,500	3,062	438
Fire Exense	136,167	-	136,167	133,118	3,049
Buildings & Grds Comf St	39,770	-	39,770	33,667	6,103
Ambulance Service	216,300	-	216,300	216,300	0
Buildings & Grds Comity	12,970	-	12,970	14,901	(1,931)
Inspections Salaries/Wages	120,830	18,683	139,513	139,513	0
Buildings & Grds Freeman	6,000	-	6,000	21,463	(15,463)
Inspections Expense	21,545	-	21,545	21,520	25
Buildings & Grounds Other	8,880	-	8,880	4,555	4,325
Dir. Regulatory Sal/Wages	104,759	2,825	107,584	107,584	0
Director Regulatory Expense	1,000	-	1,000	751	250
Harbor Committee	1,553	-	1,553	1,547	6
Harbormaster Sal./Wages	110,000	424	110,424	101,040	9,384
Harbormaster Expense	25,000	-	25,000	16,905	8,095
Shellfish Salaries/Wages	32,718	-	32,718	32,718	0
Shellfish Expense	6,320	-	6,320	6,320	0
Parking Salaries/Wages	293,683	11,005	304,688	275,397	29,291
Parking Expense	52,430	-	52,430	49,625	2,805
Parking Encumbered	8,751	8,751	8,751	0	
Public Schools	4,152,958	-	4,152,958	3,777,256	375,702

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2006 Expended</b>	<b>Avail Budget</b>
Public Schools Encumbered	354,738	354,738	354,738	0	
Cape Cod Regional Tech	117,890	-	117,890	117,890	0
DPW Administration Sal	150,259	(32,647)	117,612	109,959	7,653
DPW Admin. Expense	226,650	(3,500)	223,150	223,150	0
Highway Sal	255,902	-	255,902	254,911	991
Highway Expense	76,225	13,000	89,225	89,137	88
Snow & Ice Salaries/Wages	38,434	-	38,434	36,303	2,131
Snow & Ice Expense	18,883	-	18,883	26,812	(7929)
Solid Waste Recycling Sal.	332,302	796	333,098	333,098	0
Solid Waste Recycling	121,400	-	121,400	113,627	7,773
Slid Waste Recycl Encumb.	4,377	-	4,377	4,377	0
Waste Disposal Other	239,297	-	239,297	191,113	48,184
Waste Disposal Encumb.	208	-	208	208	0
Airport	89,100	(15,000)	74,100	73,868	232
Cable Advisory Comm.	67,030	-	67,030	64,869	2,161
Health Conservat. Agt Sal.	89,466	-	89,466	89,426	40
Health Conservation Agent	10,790	-	10,790	10,769	21
Public Health/Nurse Salaries	12,343	-	12,343	12,343	0
Public Health/Nurse	29,455	-	29,455	29,357	98
Board Health	2,317	-	2,317	2,289	28
Cape End Manor Persnl	1,444,328	350,000	1,794,328	1,795,288	(960)
Cape End Manor Exp.	1,261,603	200,000	1,461,603	1,487,515	(25,912)
Cocil. on Aging Sal./Wages	144,431	4,190	148,621	148,621	0
Council on Aging	10,045	-	10,045	10,028	17
Veterans Serv. Sal./Wages	10,811	433	11,244	11,244	0
Veterans Services	15,590	-	15,590	14,904	686
Library Salaries/Wages	177,186	6,961	184,147	182,779	1,368
Library	82,021	-	82,021	82,021	0
Library Encumbered	558	-	558	558	0
Administration	2,500	-	2,500	574	1,926
Recreation Dept. Salaries	111,972	3,251	115,223	110,795	4,428
Recreation Department	13,000	-	13,000	12,899	101
Beautification Comm	8,257	-	8,257	3,402	4,855
Beautification Encumbered	351	-	351	-	351
Art Commission	16,300	-	16,300	16,300	0
Art Commission Encumb.	4,750	-	4,750	4,750	0
Cultural Council	2,500	-	2,500	2,454	46
Debt Services	1,522,322	-	1,522,322	1,464,657	57,665
Tax Title	30,000	-	30,000	28,454	1,546
Retirement Benefits Ins.	4,332,038	(23,000)	4,309,038	4,256,713	52,325
Retirement Benefits Ins.	4,468	-	4,468	4,468	0
Intergovernmental	482,770	482,770	511,278	(28,508)	
<b>TOTAL General Fund</b>	<b>21,449,765</b>	<b>650,271</b>	<b>22,100,036</b>	<b>21,300,502</b>	<b>799,535</b>

**Fiscal Year 2007 Appropriations/Expenditures****Year to Date 12/31/06**

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	11,230	-	11,230	4,605	6,625
Selectmen Salaries	45,437	-	45,437	25,219	20,218
Board of Selectmen	7,800	-	7,800	5,557	2,243
Town Manager Salaries	146,713	-	146,713	73,357	73,356
Town Manager Expenses	10,358	-	10,358	2,202	8,156
Finance Committee Exp.	30,300	-	30,300	5,017	25,283
Accounting Salaries	141,182	-	141,182	73,025	68,157

## Provincetown

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Accounting Serv. Expense	43,100	-	43,100	44,741	(1,641)
MIS Salaries	55,783	-	55,783	29,583	26,200
MIS Expense	86,895	-	86,895	38,371	48,524
Assessors Salaries	123,424	-	123,424	60,578	62,846
Assessors Expense	43,303	-	43,303	7,952	35,351
Assessors Encumbrance	45,245	-	45,245	42,090	3,155
Treasurer/Collector Sal.	138,725	-	138,725	66,247	72,478
Treasurer/Collector Exp.	44,000	-	44,000	14,307	29,693
Treasr/Coll. Encumbrance	7,000	-	7,000	6,845	155
Legal Services Expense	175,000	-	175,000	107,724	67,276
Administration	55,783	-	55,783	26,355	29,428
Land Bank	371,505	-	371,505	110,444	261,061
Town Clerk Office Salaries	63,090	-	63,090	31,617	31,473
Town Clerk Expense	8,875	-	8,875	605	8,270
Licensing Salaries	38,265	-	38,265	14,858	23,407
Licensing Expense	1,428	-	1,428	1,212	216
Conservation Commission	1,530	-	1,530	853	677
Housing Partnership Expense	1,060	-	1,060	456	604
Planning Board Expense	3,883	-	3,883	99	3,784
Zoning Board of Appeals	2,655	-	2,655	818	1,837
Historic District Commission	500	-	500	-	500
Historical Commission	1,697	-	1,697	1,114	583
Economic Devel. Council	5,000	-	5,000	533	4,467
Buildings & Grounds Sal.	408,871	-	408,871	228,435	180,436
Buildings & Grounds Exp.	17,600	-	17,600	6,205	11,395
Building & Grounds	71,301	-	71,301	19,154	52,147
Build/Grnds Grace Gouveia	29,820	-	29,820	14,369	15,451
Building & Grounds Library	44,583	-	44,583	13,325	31,258
Building & Grnds Cemetery	2,700	-	2,700	2,223	477
Build./Grnds Comf Station	37,620	-	37,620	7,284	30,336
Building & Grounds Comm.	10,470	-	10,470	6,314	4,156
Building & Grnds Freeman St	6,000	-	6,000	665	5,335
Building & Grounds Other	7,160	-	7,160	1,104	6,056
Building & Grounds Encumb.	3,799	-	3,799	38	3,761
Police Salaries	1,775,923	-	1,775,923	837,979	937,944
Police Expenses	111,030	-	111,030	55,350	55,680
Police Expense Encumb.	20	-	20	6	14
Police Station	39,200	-	39,200	14,329	24,871
Fire Salaries	286,231	-	286,231	205,770	80,461
Fire Expense	151,749	-	151,749	57,109	94,640
Ambulance Services	249,200	-	249,200	177,900	71,300
Inspection Salaries	134,318	-	134,318	68,827	65,491
Inspection Expense	21,545	-	21,545	9,021	12,524
Director Regulatory Sal.	107,584	-	107,584	56,645	50,939
Director Regulatory Exp.	600	-	600	47	553
Harbor Committee	1,545	-	1,545	546	999
Harbormster - Wharf Exp.	137,000	-	137,000	46,046	90,954
Harbormaster - Encumb.	17,479	-	17,479	17,300	179
Shellfish	35,088	-	35,088	17,694	17,394
Shellfish Expense	6,320	-	6,320	2,840	3,480
Parking Salaries	302,368	-	302,368	190,555	111,813
Parking Expense	46,600	-	46,600	12,673	33,927

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Parking Expense Encumb.	2,800	-	2,800	2,400	400
PublicSchools	4,152,958	-	4,152,958	1,653,042	2,499,916
PublicSchools Encumb.	375,702	-	375,702	376,861	(1,159)
Cape Cod Regnl Techl HS	140,935	-	140,935	84,562	56,373
DPW Salaries	142,231	-	142,231	91,702	50,529
DPW Expenses	234,350	-	234,350	101,999	132,351
Highway Salaries	258,414	-	258,414	148,567	109,847
Highway Expenses	73,725	-	73,725	41,518	32,207
Snow & Ice- Salaries	40,513	-	40,513	-	40,513
Snow & Ice Expenses	18,883	-	18,883	-	18,883
Solid Waste Recycling Sal.	332,679	-	332,679	171,302	161,377
Solid Wste Recycling Exp.	127,700	-	127,700	67,402	60,298
Solid Waste Encumbrance	10,590	-	10,590	2,347	8,243
Waste Disposal Other	233,000	-	233,000	107,791	125,209
Waste Disposal Encumb.	14,525	-	14,525	-	14,525
Airport	77,800	-	77,800	28,036	49,764
Cable Advisory Comm.	71,800	-	71,800	34,400	37,400
Cable Advis Com Encumb.	2,000	-	2,000	2,000	0
Health Conservation Sal.	89,466	-	89,466	42,640	46,826
Health Conservation Exp.	8,900	-	8,900	4,275	4,625
Public Health - Nurse	12,386	-	12,386	7,790	4,596
Public Health Expense	29,455	-	29,455	8,651	20,804
Public Health Encumb.	68	-	68	-	68
Board OF Health	1,472	-	1,472	362	1,110
COA Salaries	149,027	-	149,027	71,105	77,922
COA Expense	10,045	-	10,045	3,130	6,915
Veterans Services	11,248	-	11,248	5,624	5,624
Veterans Services Expense	15,610	-	15,610	4,147	11,463
Library Salaries	184,655	-	184,655	94,259	90,396
Library Expense	80,673	-	80,673	37,915	42,758
Recreation Salaries	119,304	-	119,304	63,388	55,916
Recreation Expense	13,000	-	13,000	2,506	10,494
Beautification	-	-	-	-	0
Beautification Encumb.	308	-	308	308	0
Art Commission	16,300	-	16,300	5,185	11,115
Cultural Council	2,500	-	2,500	1,689	811
Debt Service	1,546,597	-	1,546,597	1,056,961	489,636
Tax Title/Foreclosure	25,000	-	25,000	263	24,737
Retirement/Benefits	4,265,040	-	4,265,040	2,770,050	1,494,990
Retirement/Bene. Encumb.	2,700	-	2,700	2,692	8
Intergovernmental Assessments				266,416	0
<b>TOTAL (GEN FUND)</b>	<b>18,668,849</b>	<b>-</b>	<b>18,668,849</b>	<b>10,229,426</b>	<b>8,705,839</b>

## Board of Assessors

Fiscal Year 2006 was the triennial re-certification year for Provincetown. Pre-requisite tasks needed to be completed before re-certification included the purchase, installation and conversion of a new valuation system, re-collection & re-pricing of all commercial, industrial & personal property and the annual issuance of Form of Lists and inspection of business accounts. All the pre-requisite tasks

were completed in a two-year time period, and on June 29, 2006 the Department of Revenue certified Provincetown's assessed values and approved the fiscal year 2006 tax rate of \$5.05. Total value of taxable property increased 18% from Fiscal Year 2005. Fiscal Year 2006 values by class were as follows:

<i>Class</i>	<i>Total Value</i>
Residential Class	\$1,971,265,339
Commercial Class	\$460,434,861
Industrial Class	\$1,851,200
Personal Property	\$19,496,730
<b>Total Value</b>	<b>\$2,453,048,130</b>

Following the mailing of tax bills in July, the Board of Assessors received 132 real property and 12 personal property abatement applications. The Board granted 85 real property abatements and 12 personal property abatements. The Board also granted statutory exemptions to 105 taxpayers as follows:

<i>Clause</i>	<i>Description</i>	<i>Exemption</i>	<i>Number</i>	<i>Taxes Exempted</i>
Clause 17D	Surv. Spouse/Elderly	\$224.07	11	\$2,464.77
Clause 22	Veteran	\$250.00	19	\$4,750.00
Clause 37A	Blind	\$500.00	2	\$1,000.00
Clause 41C	Elderly	\$1000.00	38	\$38,000.00
Clause 5K	Senior Work Credit	\$750.00	21	\$15,750.00
Clause 41A	Tax Deferral	Varies	14	\$32,291.03
Totals			105	\$94,255.80

For Fiscal Year 2006, the Board granted Affordable Housing Tax Exemptions to 25 real property taxpayers as follows:

<i>Description</i>	<i>Exemption</i>	<i># of Properties</i>	<i># of Units</i>	<i>Taxes Exempted</i>
Aff. Housing				
Tax Exemption	100% **	25 ***	56	\$48,955.13

\*\* For that part of a property that is rented year round to low-income tenants at affordable rents, as defined by HUD guidelines.

\*\*\* Represents number of real property taxpayers who received exemptions.

During the summer of 2006, the Assessors' Office continued its intensive neighborhood-by-neighborhood inspection program concentrating on residential properties in Provincetown. The office was once again greatly aided in this effort through the Town's continued funding of temporary Property Inspector positions, the duties of which were once again very capably carried out by Frank Pantano and newcomer Robert Rosenkrans. Staff completed more than 550 inspections from July through September.

In April 2006, Cheryl MacKenzie, of Wellfleet, was hired to fill the administrative assistant position vacated by Karl Shipman. We would like to extend our thanks

to Karl for his service to the town. On November 9, 2006, at the annual meeting of Massachusetts Association of Assessing Officers, Principal Assessor Paul Gavin was awarded the status of Massachusetts Accredited Assessor # 1068. Congratulations to Paul for achieving this prestigious designation.

The Board of Assessors elected Mr. Greg Muse as Chairperson to the Board of Assessors on August 23, 2006. Greg has been a member of the Board of Assessors since December 9, 2002. Current board members are: Greg Muse, Chairperson, DOR Certified, Patty Deluca, Member, DOR Certified, Paul M. Gavin, Member, DOR Certified, Pam Parmakian, Member, DOR Certified, and Leslie Parsons, Member, DOR Certified. Also, the Board of Assessors and the staff in the Assessor's office would like to give special mention and extend our sincere appreciation to Pam Parmakian who served as Chairperson to the Board of Assessors from October 13, 2004 to August 23, 2006.

As a reminder, please visit our web site at [www.provincetown-ma.gov](http://www.provincetown-ma.gov) (Assessors' Database) for Frequently Used Forms, Frequently Asked Questions, Real Estate Sales Reports, Assessor's Properties Database, Board of Assessors Meeting Notes and more.

*Respectfully submitted,*

**Greg Muse**

Chair

## Treasurer/Collector

### REPORT FOR THE FISCAL YEAR JULY 1, 2005 - JUNE 30, 2006

#### COLLECTOR REPORT FY 2006

##### REALESTATE TAXES

FY 2006	\$5,794,428.90
FY 2005	\$4,655,514.23
	<b>\$10,449,943.13</b>

##### LANDBANK

FY 2006	\$167,394.01
FY 2005	\$144,156.14
	<b>\$311,550.15</b>

##### COMMUNITY PRESERVATION ACT

FY 2006	\$136,891.48
FY 2005	\$116,277.36
	<b>\$253,168.84</b>

**PERSONAL PROPERTY TAX**

FY 2006	\$76,307.83
FY 2005	\$57,706.76
FY 2004	\$804.57
FY 1992-2003	\$311.84
	<b>\$135,131.00</b>

**WATER RATES**

	\$2,279,341.36
	<b>\$2,279,341.36</b>

**SEWER USAGE**

	\$1,110,332.85
	<b>\$1,110,332.85</b>

**MOTOR VEHICLE EXCISE TAX**

FY 2006	\$382,344.39
FY 2005	\$133,472.13
FY 2004	\$9,524.67
FY 1992-2003	\$1,750.64
	<b>\$527,091.83</b>

**BOAT EXCISE TAX**

FY 2006	\$7,819.00
FY 2005	\$1,935.00
FY 2004	\$70.97
FY 1992-2003	\$129.94
	<b>\$9,954.91</b>

**SEWER BETTERMENT**

	\$1,360,666.80
	<b>\$1,360,666.80</b>

**INTEREST, DEMANDS AND FEES**

TAX COLLECTIONS	\$60,080.46
MOTOR VEHICLE / BOAT EXCISE	\$9,197.01
WATER/SEWER USAGE RATES	\$15,222.33
	<b>\$84,499.80</b>

**TREASURY DEPOSITS FROM COLLECTOR****\$16,521,680.67**

**TAX REVENUE**

Deferred Taxes	\$2,417
Interest & Fees on Deferred Taxes	20
Interest & Fees on Tax Title	6,993
Municipal Lien Certificates	11,200
Payment in Lieu of Taxes	28,742
Tax Title Redemptions	64,352
	<b>\$113,724</b>

**TOWN REVOLVING ACCOUNTS**

Airport Revolving	\$46,074
ConCom Conservation Revolving	6,478
Police Revolving	76,721
Recreation Revolving	11,638
Shellfish Revolving	1,205
Town Hall - Auditorium Revolving	30,006
	<b>\$172,122</b>

**DEPARTMENTAL RECEIPTS TO TREASURER**

Assessors	\$9,911
Building Department - Permits	574,113
Cape End Manor	3,257,046
Cemetery	4,175
Council on Aging Transportation	1,579
Court Fines	2,260
Department of Public Works	36,416
Fire Department	20,212
Harbor - Mooring/Docking/Ferry	98,091
Health Department	73,913
Library	1,160
Licenses	201,653
Management Information Systems	32,618
Planning Board Fees	3,500
Police Receipts	6,098
Rents & Commissions	92,149
Sale of Surplus Equipment	5,197
Sale of Town Property	234,736
Tourism	2,305
Town Clerk	27,288

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Landfill - Transfer Station	210,442
Treasurer Fees	7,154
Veterans	12,539
Water Account Transfers	48,769
Water Department	11,883
Wastewater Department	2,425
	<b>\$4,977,632</b>

**PARKING RECEIPTS**

Parking Meters/Lots/Stickers	\$1,355,583
Parking Violations	205,168
	<b>\$1,560,751</b>

**TOWN TREASURY - OTHER RECEIPTS**

Administrative Consent Order Deposits	\$40,718
Art Commission - Poster Sales	538
Bid Deposit Forfeitures	42,500
Bond Anticipation Notes	14,307,990
Cable Fees	76,021
Conservation Commission Permits	25,242
Elderly Exemptions	18,072
Employee Portion - Benefits	259,425
Gen. Obligation & MWPAT Bond Proceeds	6,885,739
Historic Dist Comm Application Fees	12,000
Housing Rehabilitation Program	7,500
Insurance Proceeds	65,890
Interest Revenues	93,686
Land Bank Reserve	29,730
Library Building Fund	245,320
Loan Payment - Cape Air	14,432
Miscellaneous Receipts	13,226
Mt. Gilboa Rent	11,826
Muni Waterways	36,115
Prelim Gift Fund Deposits	121,000
Title V Repair Loan Program	98,006
Town Education Gift Fund	681
Town Scholarship Fund	511
Trust Fund Income	180,989

Wastewater Cell Tower Rent	53,426
Worker's Compensation	22,729
	<b>\$22,663,312</b>

**STATE AND FEDERAL GRANTS**

Academic Support Services/OCHS Grant	\$275
AIDS Health Grants	142,804
Airport Apron Reconfiguration	129,675
Airport Security	123,787
Barnstable City Land Mgmt Grant	6,750
Bullet Proof Vest Grant	901
Childrens Place	7,444
Community Development Block Grant	670,000
Cultural Council	47,000
Drug Free Schools	1,347
Elder Affairs Grants	4,438
Enhanced Education	958
Enhanced School Health Services	51,360
EOPS/COP Grant	38,998
Firefighting Equipment Grant	15,000
Harbor Stormwater Access	80,411
Library Incentive	3,434
Older Americans Title III	6,255
Other State Revenue	170,168
Public Library Cultural Council	3,740
SPED Early Childhood	3,020
SPED Entitlement	69,893
State Grant Receipts	31,116
Teacher Quality	12,691
Title I	57,802
Title V	822
	<b>\$1,680,089</b>

**SCHOOL RECEIPTS TO TREASURY**

Cape Cod Tech Revolving	\$775
Elementary School Revolving	28,667
School Adult Education Revolving	10,184
School Athletic Revolving	4,363
School Book Revolving	619
School Choice Revolving	200,269
School Custodial Revolving Acct	5,305

School Drivers Ed Revolving	14
School Industrial Arts Revolving	1,229
School Lunch Revolving	73,874
School Usage Revolving	2,637
SPED Reimbursements	170,781
Student Activities Revolving	94,761
Truro Regular Tuition	734,676
	<b>\$1,328,154</b>

**STATE RECEIPTS - CHERRY SHEET**

Additional Assistance	\$27,727	
Lottery Distribution	165,069	
Room Occupancy	1,015,474	
School Aid - Chapter 70	317,627	
School Choice Tuition	289,315	
State/Charter School	101,566	
State Assessments	(437,854)	
State Owned Land	74,900	
	<b>\$1,553,824</b>	<b>\$34,049,608</b>

**TOTAL TREASURER'S RECEIPTS - FY06** **\$50,571,289**

**SUMMARY OF TREASURY ACTIVITY**

7/1/05 thru 6/30/06

Cash July 1, 2005	\$4,985,231
Add: Net Receipts	\$50,571,289
Less: Net Disbursements	(\$49,653,930)
Cash June 30, 2006	<b>\$5,902,590</b>

**BONDED DEBT**

General Obligation Debt - Miscellaneous (1993)	\$630,000
General Obligation Debt - Miscellaneous (1995)	420,000
General Obligation Debt - Miscellaneous (2002)	4,245,000
General Obligation Debt - Miscellaneous (2003)	665,700
General Obligation Debt - Miscellaneous (2005)	2,726,000

Title V Septic Repair Program	317,045
USDA - Library Renovations (04/88)	20,000
USDA - Pier Reconstruction (09/03)	1,851,156
USDA - Water Systems - (02-87)	417,300
Water Pollution Abatement Trust - (09/01)	290,594
Water Pollution Abatement Trust - (03/02)	480,000
Water Pollution Abatement Trust - (11/02)	13,800,936
Water Pollution Abatement Trust - (11/03)	1,495,740
Water Pollution Abatement Trust - (09/05)	1,809,000
Water Pollution Abatement Trust - (11/05)	2,329,065
<b>TOTAL BONDED DEBT BALANCE AS OF 6/30/06</b>	<b>\$31,497,536</b>

**TRUST AND GIFT FUND CASH BALANCES**

Art & Conservation Gift Fund	\$7,036
Beautification - Wharf Park	380
Beautification - Gift - Benches	3,530
Cape End Manor Gift Fund	17,867
Cape End Manor Recreation Fund	6,875
Capt. Oliver Scholarship Fund	466,941
Cemetery - Historical Commission	3,432
Cemetery - Perpetual Care	6,350
Community Center Gift Fund	10,382
Education Gift Fund	2,944
Fisherman/Mariners	615
Francis Scholarship Fund	1,068,056
Graichen Music Fund	1,830
Dorothy Perry Scholarship Fund	21,375
Heritage Museum (J. Johnson)	2,861
Heritage Museum Gift	1,422
Heritage Museum Merger Feasibility Study	73
Historic Preservation	7,885
John A Henry Trust Fund	387,046
Law Enforcement Trust Fund	39,746
Library Belfry Fund	151,190
Library Building Gift Fund	179,784
Library - Flores Trust Fund	111,262
Library - Furniture Fund	3,702
Library Gift	2,670
Library Trust	7,853
Library - H. Hersh	13,613
Library - McNabb	12,218

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Outfall Pipe		844
Pilgrims Park Gift Fund		394
Police Education & Training		14,990
Police Massbuy		1,031
Public Fountain Gift Fund		12,316
Recreation Gift Fund		3,412
Senior Center Gift Fund		653
Sewer Escrow Accounts		40,704
Skate Park Gift Fund		16,820
Smart Radar Fund		1,377
Stabilization Fund		4,860
Town Hall Clock Fund (J. Johnson)		256
Town Scholarship Fund		7,818
Van Arsdale Re-greening		556
Visiting Nurse Gift Fund		32
Waterfront Access Fund		66,672
<b>Total Trust and Gift Fund Cash Balances - 6/30/06</b>		<b>\$2,711,673</b>

## Employee Earnings

### Fiscal Year 2006

Employee Name	Position	Annual Earnings
<b>ADMINISTRATION</b>		
Bergman, Keith A	Town Manager	110,292.51
Hudson, Pamela	Secretary to Town Manager	41,789.69
Jackett, Beau	MIS Director	65,257.14
Jarusiewicz, Michelle	Grant Coord./Acting Asst. Town Mgr	48,066.85
Johnstone, Douglas	Town Clerk	47,571.95
Gardner, David	Asst. Town Clerk/Admin. Asst. Tourism	19,756.02
Porter, Vernon	Secretary to Selectmen	41,894.08
<b>AIRPORT</b>		
Lisenby, Arthur W	Airport (Seasonal)	8,000.00
Woods, Melanie	Airport (Seasonal)	340.00
<b>CAPEENDMANOR</b>		
Thomas, Eileen M	Administrator (Resigned)	20,481.68
Abraham, Sandra	Nurse's Aide	24,990.89
Alexander, Elizabeth	Nurse's Aide (Resigned)	6,478.74

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Anderson, Barbara A	Staff Devel./Inf. Control Nurse (Resigned)	28,116.40
Anderson, Scott	Nurse's Aide	29,672.82
Atkins, Christine	Cook	10,002.92
Atkins, Timothy	Custodian	3,246.20
Ballentine, Keisha	Nurse's Aide	33,045.82
Baxter, April	Diet Aide	4,816.23
Binkowski, Timothy	Nurse's Aide	25,340.66
Braden, Sue	Cook (Resigned)	27,767.31
Branco, Eric	Food Service Manager (Resigned)	3,752.00
Butler, Rachel E	Administrator Assistant (Resigned)	26,733.44
Canela, Sheri	Laundry/Housekeeping Aide	33,854.46
Chenell, Joanne	L.P.N. (Resigned)	1,008.00
Cole, Bobbie Jo	Relief Diet Aide	26,882.79
Cope, Claudia	Registered Nurse	8,480.56
Costa, Anika	Nurse's Aide	40,142.24
Costa, Eleanor	Nurse's Aide (Retired)	12,585.51
Costa, William	Custodian (Resigned)	9,384.06
Culver, John D	Registered Nurse	61,572.87
Curley, Arlene	Nurse's Aide	38,932.14
Dalby, Lauren	Nurse's Aide	27,610.71
Darakjy, Ann	Nurse's Aide	20,477.81
Darakjy, Jessica	Nurse's Aide (Resigned)	2,718.00
Debarros, Adelaine	Nurse's Aide	43,377.85
Debarros, Jose	Laundry/Housekeeping Aide	32,967.26
Dias (Fetbroth), Laura	Business Office Coordinator	38,025.41
Dudzik, Catty	Nurse's Aide (Resigned)	11,968.00
Dutra, Ruth	MDS Nurse	60,696.50
Gray, Carrissa	Nurse's Aide	9,430.00
Grimm, Helen	Registered Nurse	26,858.50
Hayden, Glenn E	Nurse's Aide	28,138.45
Hilferty, Diane	Registered Nurse	2,567.00
Hopkins, Sheila	Registered Nurse	58,487.20
Hunt, Thomas	Nurse's Aide	4,299.00
Johnson, Richard	Cook	3,933.39
Kain, Jennifer	Nurse's Aide (Resigned)	31,315.57
Kreiger-DeWitt, Alissa	Registered Nurse (Resigned)	9,060.55
Largey, Louise	Nurse's Aide	5,905.60
Leoncyk, Walter	Custodian/Relief Cook	29,138.26
Mallory, Mary	CEM - Secretary	33,175.27
Mandeville, John R	L.P.N. (Resigned)	10,735.50

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Maroon, Joseph A	Custodian	39,575.22
Martin, Claudia	Laundry Aide	26,047.24
Martin, Dennis	Nurse's Aide (Resigned)	18,821.04
Martin, Joseph L	Cook	40,326.57
McClure, Marcia	Laundry Aide/Activity Aide	25,282.29
Myers, Randi	Nurse's Aide (Resigned)	1,652.00
Nunes, Mary	Nurse's Aide (Resigned)	27,892.97
Oceant, Dieulene	Housekeeping Aide (Resigned)	19,475.47
Oceant, Jean L	Nurse's Aide (Resigned)	28,751.89
Olson, Lisa	Nurse's Aide (Resigned)	256.00
Patrick, Christine	L.P.N. (Resigned)	16,415.50
Perrone, John P	Registered Nurse	48,147.20
Planinshek, Rob	Registered Nurse (Resigned)	9,967.00
Prette, Marcia	Nurse's Aide (Resigned)	80.00
Pushkin, Joseph	Registered Nurse	42,895.69
Quintao, Miriam	Nurse's Aide	34,795.27
Reis, Laura	Nurse's Aide (Resigned)	3,695.00
Rice, Rella	Registered Nurse (Resigned)	31,303.85
Rodrigues, John Paul	Registered Nurse	60,592.96
Rozza, Jackie	Registered Nurse	46,593.56
Santamaria, Sylvia	Nurse's Aide	20,875.79
Santos, Alice	Registered Nurse	61,559.23
Santos, Cynthia	Laundry/Housekeeping Aide	38,738.09
Santos, Patrick	Diet Aide	31,655.90
Senanian, Joyce	Nurse's Aide	9,533.00
Shea, Brian	Nurse's Aide	38,601.31
Sinclair, Eloise	Nurse's Aide (Resigned)	25,866.71
Tarvers, Nancy	Registered Nurse	18,625.00
Teixeira, Laura	Nurse's Aide (Resigned)	1,264.00
Thomas, Heath J	Relief Diet Aide	29,587.26
Thomas, Karen A	Activities Director	43,043.66
Tighe, Elizabeth	L.P.N. (Resigned)	413.00
Walker, Santricia	Nurse's Aide	42,348.50
Wallace, Michelle	Nurse's Aide (Resigned)	6,698.50
White, Katherine	Nurse's Aide	6,335.00
Wollschleager, Robert	Diet Aide	20,365.68
Woodmansee, Cynthia	Registered Nurse (Resigned)	1,147.00
Ximines, Violet	Nurse's Aide	29,810.58
Young, Laura	Diet Aide (Relief)	165.63

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
<b>COUNCILONAGING</b>		
Carrano, Valerie	Public Health/COA Director	52,267.57
Henneberry, Robert	On-Call Van Driver	2,680.64
Hottle, Christeny A	Outreach Worker	31,950.18
Hurst, Maureen	Secretary/Bookkeeper	40,063.90
Johnstone, Gladys	Cook	6,617.16
Leighton, Tanya	Aide (Resigned)	4,510.30
Saunders, Pauline	Aide (Resigned)	6,256.38
Woitalak, Dennis	Van Driver/Aide	33,961.12
<b>COMMUNITY DEVELOPMENT</b>		
Taylor, Douglas	Building Commissioner	67,197.02
Flores, Darlene	Admin. Ass't	29,388.03
Fults, Susan	Admin. Ass't	34,831.44
Hartsgrove, Elizabeth	Licensing Agent	39,676.65
Notaro, Maxine	Permit Coordinator	46,641.34
Anderson, Richard	Local Building Inspector	50,524.37
Schneiderhan, Edward	Electrical Inspector	24,577.51
<b>DEPARTMENT OF PUBLIC WORKS</b>		
Guertin, David	DPW Director	91,296.44
Turner, Sandra	DPW Deputy Director	66,389.90
Duarte, Pennie	DPW Admin. Asst.	37,762.56
Faris, Dana	Project Coordinator	50,918.76
Michaud, Anna	DPW Administrative Assistant	21,068.61
Roderick, Jill	DPW Administrative Assistant	34,808.64
<b>Building &amp; Grounds</b>		
Lemme, Antonio H	Working Foreman	40,907.88
Andrews, Michael J	Custodian	41,421.40
	Revolving Account	10,147.57
	<b>Total Earnings</b>	<b>51,568.97</b>
Herrick, Nathan R	Skilled laborer	36,212.83
Braddock, Kenneth	Attendant (Seasonal)	1,287.75
Cowing, Brian	Custodian	39,795.90
DeCosta, Priscilla	Attendant (Seasonal)	15,439.33
Falbo, Arthur	Laborer (Seasonal)	12,879.52
Gonzales, Anthony	Laborer (Seasonal)	7,685.84
Hadley, Steven	Laborer (Seasonal)	14,469.41
Joseph, Denise	Supervising Attendant	21,960.95

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Kalantzis, Anthony J	Maintenance	36,737.05
Knight, Linda	Laborer (Seasonal)	5,734.59
Machado, Ederlindo	Custodian	38,568.74
Martin, Stephen	Maintenance	38,197.40
Mohvla, Miroslav	Laborer (Seasonal)	9,938.55
O'Rourke, Thomas	Attendant	22,020.78
Pacellini, Victor	Attendant (Seasonal)	6,492.72
Prada, Stephen	Laborer (Seasonal)	1,587.38
Roderick, Ethel	Attendant (Seasonal)	6,492.72
White, Deborah	Attendant (Seasonal)	7,774.10
White, John	Attendant (Seasonal)	6,492.72
White, Steven D.	Attendant (Seasonal)	15,379.50
Wilhoite, Jackie	Custodian	41,006.25
	Revolving Account	7,038.59
	<b>Total Earnings</b>	<b>48,044.84</b>

**Highway**

Duarte, Ramao	Working Foreman	48,495.96
Flores, Larry L	Skilled Laborer (Resigned)	12,302.89
Martin, Craig	Skilled Laborer	41,476.30
Perry, Jeffrey	Skilled Laborer	41,037.89
Roderick, Paul	Skilled Laborer	44,522.65
Santos, Dennis	Skilled Laborer	43,130.26
Sparks, Mims E	Skilled Laborer	42,448.97
Watson, Jon	Skilled Laborer	42,356.34

**Sanitation/Transfer Station**

Bronsdon, Scott A	Working Foreman	44,579.79
Byrne, John	Laborer (Resigned)	1,360.51
Cook, Peter	Skilled Laborer	26,939.65
Cox, Jeffrey	Skilled Laborer	38,624.98
Curtis, Adam	Skilled Laborer (Resigned)	16,659.10
Legg, Roger	Skilled Laborer	43,745.82
Menangas, Gerard L.	Working Foreman	53,685.17
Prato, Barbara	Laborer (Seasonal)	16,557.92
Richmond, James	Skilled Laborer	40,953.45
Roderick, Christopher	Skilled Laborer	39,501.35
Smith, Larry	Skilled Laborer	37,622.45

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
<b>Water</b>		
Enos, Scott	Skilled Laborer (Resigned)	26,679.71
Matrango, Bernard	Skilled Laborer	41,756.18
McNulty, Margaret	Skilled Laborer	39,823.17
Pumphret, Michael R	Treatment Operator	41,438.55
Roach, David	Skilled Laborer	33,297.90
Robinson, Albert	Working Foreman (Resigned)	26,224.86
Silva, Matthew	Skilled Laborer	34,225.57
<b>Wastewater</b>		
Tyszka, Henryk	Administrative Assistant (Resigned)	5,479.17
Gamella, Ronald	DPW Administrative Assistant	34,832.85
<b>FIRE DEPARTMENT</b>		
Trovato, Michael	Fire Chief	25,443.18
Mathews, Joyce	Department Secretary	40,024.77
Anderson, Micheal	EMT	225.00
Basine, Marcia	EMT	6,157.64
Benjamin, Michael	EMT (Resigned)	680.00
Branch, John C.	EMT - P	16,649.56
Cataldo, Julie M	EMT - P	10,878.57
Coelho, Michael	EMT	816.00
Coulter, Cynthia	EMT	136.00
Felton, Alan	EMT	14,843.70
Goldstein, Zack	EMT	5,121.64
Harding, Lori A	EMT - P	9,633.62
Henrique, Rosemary	EMT	731.12
Hierholcer, Steven	EMT Rescue Standby	2,184.12
Joseph, Elisabeth	EMT-P Rescue Standby	7,134.00
Macara, Joel A	EMT - P	15,403.38
McGrath, Joseph	EMT Rescue Standby	1,904.00
Monks, Marilyn	EMT-P	3,478.04
Notaro, Daniel	EMT - P	14,185.28
Oxtoby, Kenneth	EMT - P	1,574.04
Potter, Lisa M.	EMT - P	10,180.62
Rego, Linda	EMT	5,121.84
Russell, Lorne	EMT	13,794.67
Smith, Bryan	EMT	595.00
Swanson, Nancy	EMT	5,941.10
Tarala, Brandy	EMT - P	3,384.00

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Trovato, Lynda	EMT	634.00
White, Justin	EMT-P	4,291.93

**HEALTH DEPARTMENT**

Carlson, Brian	Health Inspector	43,094.27
Evans, Jane	Health Agent	43,945.30

**LIBRARY**

DeJonker-Berry, Debra	Library Director	58,598.54
Aull, Andrew	Relief Tech Asst	7,443.14
Eiger, Gwen	Relief Tech Asst	5,202.96
Gibbs-Brady, Irene	Circulation/Secretary	39,663.64
Hyams, Martha	Relief Tech Asst	9,582.38
Imecs, Agnes	Relief Tech Asst	3,844.41
Jarrett, Jeanne	Relief Tech Asst	2,791.18
MacDonald, Karen	Assistant Library Director	42,835.99
Parker, James	Circulation Aide	4,928.33
Peters, Eric	Circulation Aide	2,457.36
Sirvent, Nancy	Relief Tech Asst	519.08
Smith, Mary B	Relief Tech Asst	13,057.74
Watts, Linton C	Relief Tech Asst	1,918.28
Wells, Mary Alice	Circulation Aide	1,667.52

**MUNICIPAL FINANCE**

Connors, Melvin	Real Property Inspector (Seasonal)	1,842.31
Duarte, Cheryl	Dept. Secretary/Collector	40,455.64
Faust, Richard	Assistant Assessor	42,812.20
Fitzgerald, John	Treasurer (Resigned)	48,168.28
Gavin, Paul	Principal Assessor	48,880.02
Heilala, Alexandra	Town Accountant	54,950.14
MacKenzie, Cheryl	Assessor's Admin Asst	7,239.90
O'Brien, Linda	Treasurer/Asst. Town Acct.	39,045.99
Pantano, Frank	Real Property Inspector (Seasonal)	1,802.09
Reichard, Thomas	Temp. Property Inspector	1,580.85
Shipman, Karl	Assessor's Admin Asst (Resigned)	25,870.22
Silva, Irene L	Deputy Town Accountant	49,993.51
Stephen, Barry	Collector	48,694.68

**PARKING DEPARTMENT**

Barros, John	Attendant (Seasonal)	5,242.24
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<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Battelle, Margaret	Attendant (Seasonal)/(Resigned)	277.64
Benatti, Patricia C.	Parking Clerk/Bookkeeper	26,961.28
Bollas, Mary A	Attendant (Seasonal)	16,548.68
Branco, Bruce	Attendant (Seasonal)	10,878.59
Capaldo, Matthew	Attendant (Seasonal)	10,269.20
Cook, Marguerite	Attendant (Seasonal)	6,400.39
Durkan, Patrick	Attendant (Seasonal)	7,264.02
Gaudreau, Thomas	Parking Lot Manager (Seasonal)	22,105.96
Gilbert, Edric	Asst. Parking Lot Mgr. (Seasonal)	11,814.50
Gonsalves, Deborah	Meter Person/Asst. Clerk	29,038.56
Gutzler, Joell	Attendant (Seasonal)	12,935.60
Hitchcock, Dorothy	Attendant (Seasonal)	802.10
Martin, David	Attendant (Seasonal)/(Resigned)	892.84
Martin, Manuel	Attendant (Seasonal)	2,132.64
McGhee, Bonnie	Attendant (Seasonal)	12,444.66
Medeiros, Francis	Attendant (Seasonal)	10,180.20
Morrill-Oliver, Lee	Attendant (Seasonal)	210.08
Oberg, Kenneth	Attendant (Seasonal)/(Resigned)	682.76
Patulak, Richard J.	Meter Person (Seasonal)	8,842.40
Perry, Kathy S	Attendant (Seasonal)	12,832.02
Perry, Katherine M	Attendant (Seasonal)	13,581.45
Power, John	Attendant (Seasonal)	3,006.77
Ridgill, Stephanie	Attendant (Seasonal)/(Resigned)	275.73
Rosati, Domenic	Attendant (Seasonal)	6,733.56
Russell, Robert	Meter Reader/Repairer	14,339.88
Seidel, Robert	Attendant (Seasonal)	15,242.71
Silva, Mildred	Attendant (Seasonal)	6,204.74
Souza, Ann	Attendant (Seasonal)	14,216.08
Stapp, John	Attendant (Seasonal)	2,954.25
Stewart, Robert	Attendant (Seasonal)	3,792.15
Travers, Judith A	Attendant (Seasonal)	2,047.76
Weissenberger, Ronald	Attendant (Seasonal)/(Resigned)	302.88
Williams, Arthur	Attendant (Seasonal)	10,792.23
<b>PIER CORPORATION/HARBORMASTER</b>		
McKinsey, William R	Pier Manager	50,765.88
Anderson, Carla	Assistant Harbormaster (Resigned)	6,576.50
Campbell, Scott	Assistant Harbormaster	511.00
Costa, Warren	Assistant Harbormaster (Seasonal)	5,488.16
Davidson, John	Administrative Assistant	30,980.88

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Fiset, Christopher	Assistant Harbormaster (Seasonal)	13,694.32
Huey, Martin	Assistant Harbormaster (Seasonal)	7,312.88
Joseph, Anthony	Assistant Harbormaster (Resigned)	20,001.50
Reardon, Micheal	Assistant Harbormaster	896.00
Ribas, Luis	Assistant Harbormaster (Seasonal)	6,636.00
Steele, Duane	Assistant Harbormaster	35,355.21
Van Apeldoorn, Susan	Assistant Harbormaster (Resigned)	12,203.76
Worth, Maurice	Assistant Harbormaster (Seasonal)	5,741.62

**POLICE DEPARTMENT**

Meyer, Schuyler (Ted)	Chief of Police	127,186.25
	Holiday Pay (On-Duty)	4,539.60
	Housing Allowance	9,000.00
	<b>Total Earnings</b>	<b>140,725.85</b>
Allen, Douglas	Dispatcher	39,898.04
	Overtime	1,002.38
	Longevity	300.00
	<b>Total Earnings</b>	<b>41,200.42</b>
Benjamin, Carrie	Sergeant	61,735.69
	Overtime	2,378.28
	Longevity	1,700.00
	Revolving Account	1,240.00
	<b>Total Earnings</b>	<b>67,053.97</b>
Carr, Michael	Police Officer	48,397.93
	Overtime	8,046.47
	Longevity	700.00
	Revolving Account	1,957.00
	<b>Total Earnings</b>	<b>59,101.40</b>
Covino, Matthew	Police Officer	2,108.22
	Overtime	586.74
	Revolving Account	576.00
	<b>Total Earnings</b>	<b>3,270.96</b>
Cowing, Ruth Ann	Dog Officer	33,862.96
	Overtime	128.00
	Revolving Account	6,692.00
	Longevity	300.00
	<b>Total Earnings</b>	<b>40,982.96</b>
Dahill, Thomas	Records Clerk	38,662.59
	Overtime	2,396.81
	Longevity	300.00

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	<b>Total Earnings</b>	<b>41,359.40</b>
Enos, Glenn	Police Officer	53,874.88
	Overtime	21,474.16
	Longevity	600.00
	Revolving Account	26,225.00
	<b>Total Earnings</b>	<b>102,174.04</b>
Gibney, Mary	Dispatcher	38,111.35
	Overtime	3,445.73
	Revolving Account	4,648.36
	<b>Total Earnings</b>	<b>46,205.44</b>
Golden, James	Sergeant	59,869.63
	Overtime	18,798.68
	Longevity	700.00
	Revolving Account	22,904.00
	<b>Total Earnings</b>	<b>102,272.31</b>
Green, Roger	Janitor / Jailer	35,327.70
	Overtime	217.62
	Longevity	900.00
	<b>Total Earnings</b>	<b>36,445.32</b>
Himes, Monica	Dispatcher/Summer Police Officer	25,826.99
	Overtime	5,024.10
	Revolving Account	2,103.00
	<b>Total Earnings</b>	<b>32,954.09</b>
Joudrey, Paul	Police Officer	44,966.54
	Overtime	13,120.69
	Revolving Account	20,013.36
	<b>Total Earnings</b>	<b>78,100.59</b>
King, Darren	Police Officer	40,935.77
	Overtime	9,717.07
	Revolving Account	17,448.00
	<b>Total Earnings</b>	<b>68,100.84</b>
Langlois, Adam	Police Officer	43,149.01
	Overtime	12,651.72
	Revolving Account	10,829.44
	<b>Total Earnings</b>	<b>66,630.17</b>
Lind, John	Police Officer	4,869.06
	Overtime	79.33
	Revolving Account	1,680.00
	<b>Total Earnings</b>	<b>6,628.39</b>
McKenna, Suzette	Dispatcher	33,983.84

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Overtime	1,965.58
	<b>Total Earnings</b>	<b>35,949.42</b>
Menangas, Martin	Police Officer	48,364.21
	Overtime	5,610.55
	Longevity	900.00
	Revolving Account	9,155.44
	<b>Total Earnings</b>	<b>64,030.20</b>
Palheiro, Robert	Police Officer	46,885.39
	Overtime	6,080.41
	Revolving Account	4,550.00
	Longevity	700.00
	<b>Total Earnings</b>	<b>58,215.80</b>
Parks, Denise	Dispatcher	37,331.24
	Overtime	2,509.17
	<b>Total Earnings</b>	<b>39,840.41</b>
Peters, Rachel	Police Officer	43,759.62
	Overtime	7,007.25
	Revolving Account	20,158.03
	Longevity	900.00
	<b>Total Earnings</b>	<b>71,824.90</b>
Poulin, Andrea	Secretary to Police Chief	42,827.23
	Longevity	500.00
	<b>Total Earnings</b>	<b>43,327.23</b>
Rapose, Jodi	Police Officer	46,625.55
	Overtime	2,229.12
	Revolving Account	3,256.00
	Longevity	900.00
	<b>Total Earnings</b>	<b>53,010.67</b>
Ricard, Angela	Dispatcher	9,241.90
	Overtime	523.80
	Revolving Account	1,344.00
	<b>Total Earnings</b>	<b>11,109.70</b>
Saunders, Kurt	Police Officer	42,674.05
	Overtime	3,891.80
	Revolving Account	11,044.00
	<b>Total Earnings</b>	<b>57,609.85</b>
Soyt, Kevin	Dispatcher	11,509.76
	Overtime	888.06
	<b>Total Earnings</b>	<b>12,397.82</b>
Steele, Thomas	Police Officer	48,035.96

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Overtime	7,617.88
	Revolving Account	17,248.00
	Longevity	300.00
	<b>Total Earnings</b>	<b>73,201.84</b>
Suchecky, Phillip	Sergeant	63,883.17
	Overtime	1,986.95
	Longevity	900.00
	<b>Total Earnings</b>	<b>66,770.12</b>
Tobias, Warren	Staff Sergeant	80,289.07
	Holiday Pay (On-Duty)	2,662.16
	Longevity	1,600.00
	<b>Total Earnings</b>	<b>84,551.23</b>
Beaupre, Michael	Summer Police Officer	14,700.92
Boone, James	Summer Police Officer	7,744.11
Cabral, Shirley	Matron	7,397.40
Caneen, Ryan	Summer Police Officer	15,056.36
Clem, Matthew	Summer Police Officer	14,706.82
Ditacchio, David	Summer Police Officer	25,322.02
Giles, Jeffrey	Summer Police Officer	8,751.83
Hennick, Gregory	Summer Police Officer	3,849.72
Hoey, Robert	Summer Police Officer	2,859.73
Lochiatto, Deborah	Summer Police Officer	14,562.43
Marscher, Charles	Summer Police Officer	3,261.06
Mendillo, Micheal	Summer Police Officer	1,069.92
Mroczek, Derek	Summer Police Officer	14,803.61
O'Brien, Sean	Summer Police Officer	8,959.40
Petlock, Adam	Summer Police Officer	11,897.99
Sparks, Kimberly	Summer Police Officer	2,006.08
Thomas, Donald	Summer Police Officer	11,394.09
Triola, Andrew	Summer Police Officer	4,135.59
White, Lee	Intermittent Police Officer	3,288.35
<b>RECREATION</b>		
Clark, Dennis J	Recreation Director (Retired)	44,622.15
Butler, Lucy	Summer Recreation Leader	3,400.11
Hobbs, Adam	Summer Recreation Leader	3,399.06
Krawiec, Amanda	Summer Recreation Leader	3,251.74
Labree, Kimberly	Summer Recreation Leader	3,237.15
Machado, Brandon J	Summer Recreation Leader	3,592.98
Menangas, Derek	Summer Recreation Leader	3,460.51

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Employee Name	Position	Annual Earnings	
Papaleo, Liana	Summer Recreation Leader	3,374.52	
Roderick, Tracy	Assistant Recreation Director	34,360.73	
Rosenkamoff, Stefan	Summer Recreation Leader	1,814.79	
White, Mallory	Summer Recreation Leader	3,438.75	
<b>SHELLFISH</b>			
Jackett, Anthony	Shellfish Constable	36,017.06	
<b>TOURISM</b>			
Fitzpatrick, Patricia E	Tourism Director (Resigned)	5,390.85	
Schneider, Bill	Tourism Director	41,941.82	
<b>TOWN NURSE</b>			
Manning, Patrick J	HIV Grant Prog Coordinator	40,153.54	
<b>VETERANS' SERVICES/CIVIL DEFENSE</b>			
Chaddock, Earle H	Veterans' Agent	11,664.64	
<b>TOTAL EMPLOYEE EARNINGS</b>		<b>7,955,535.97</b>	



## Department of Community Development

**Mission Statement:** The Department of Community Development's (DCD) mission is to serve the citizens of Provincetown, in both a regulatory and planning capacity. Our *raison d'état* is the life safety and well being of those citizens and our visitors. We do this without bias or prejudice toward any individual or group. We also strive to be appropriately funded by those parties directly benefiting from our services.

**Affordable Housing Zeitgeist:** Much attention has been focused on the fact that the Town faces a crisis. Nowhere does this seem more immediate and acute than in two inextricably linked fundamental issues: economic development and affordable housing. Provincetown faces a dilemma, will it be a town in which a person of modest means can thrive and visit or will it be a high-end resort with a seasonal staff trying to make summer dollars stretch through the winter.

In 2006 the DCD used all of the resources at our disposal to provide data and lay the groundwork for actions to be taken to help resolve these issues in 2007. Through the hard work and leadership of the Town Manager's office including support for the Selectmen and Economic Development Council and DCD staff support for the Zoning Board of Appeals, Planning Board, Licensing Board, Board of Health, Local Housing Partnership including the interface with the citizens of Provincetown, we feel the coming year will be a positive turning point for the Town.

**Soul of the Machine:** The Department of Community Development includes the Building, Licensing and Health Departments as well as staffing for the Planning Board, Zoning Board of Appeals, Historic District Commission, Conservation Commission, Local Housing Partnership, Licensing Board and the Board of Health.

This past year there was one staff addition; it is our pleasure to welcome Darlene Van Alstyne, Licensing Agent, to the team.

In an attempt to document revenue changes over time the following chart tracks available data for departmental revenues and totals for the Department of Community Development for the last four years:

	<b>2003</b>	<b>2004</b>	<b>2005</b>	<b>2006</b>
Building Department	146,816	158,495	346,478	585,110
Board of Health	22,094	30,045	43,940	45,582
Conservation	N/A	400	7,153	9,956
Historic District	N/A	N/A	8,125	15,425
Licensing Board	167,142	182,610	234,813	226,841
Planning Board	N/A	N/A	4,200	1,400
Zoning Board	N/A	N/A	6,992	9,400
<b>Total DCD Revenue</b>	<b>336,052</b>	<b>371,550</b>	<b>651,701</b>	<b>893,714</b>

**Two Arms:** The Department of Community Development is comprised of two divisions: regulatory management and planning.

**Regulatory Management Division:** Regulatory management includes zoning enforcement, permit review and issuance, building inspection (construction, life safety, energy, gas, plumbing, electrical), health (sanitary, clinical or public health) and licensing (food service, lodging, liquor, entertainment, business).

**Zoning:** In addition to being a part of the plan review process, Zoning involves fielding complaints and investigating infractions on a daily basis. The Zoning Enforcement Officer makes visits to public establishments to check for compli-

ance. This can result in incident reports and correspondence, including cease and desist orders and ticketing.

**Building Inspection:** This includes permit review and field inspections. The Department of Community Development has 3 inspectors on staff, plumbing/gas, electrical and building. The inspectors are available on a daily basis to contractors and homeowners for project inspection.

**Health Department:** Throughout 2006 the Health Department implemented high priority objectives such as improving public and environmental health, water testing and beach closures, food service establishment inspections, household hazardous waste collections, food handler training, rabies/disease surveillance, reporting and education. Planning and coordination with “first responders” and other departments and agencies to ensure preparedness in the event of an outbreak of infectious diseases such as Avian Flu has continued to be a top priority.

**Licensing:** The Licensing Department has a full time Licensing Agent on duty daily to serve Provincetown’s businesses. Licenses are issued in 5 general categories: alcohol sales, entertainment, lodging, food service, and miscellaneous business.

**Planning Division:** Planning provides staff support to various boards, commissions and committees. In 2006 the Planning Division focused on issues important to the community including Affordable Housing, Economic Development and Growth Management.

Provincetown will continue to be challenged by the critical issues represented by limited land area, preservation of resources natural and built, steadily increasing housing costs, the need for available and affordable housing and the associated displacement of residents. These topics will be at the top of our planning agenda in the coming year and years to come.

Provincetown is known for its unusually large percentage of citizen participation in town government. The town is what you make. We at DCD would once again like to thank all of the citizens of Provincetown for their interest, cooperation, comments, support and suggestions.

*Respectfully submitted,*

**Douglas Taylor**

Building Commissioner

## Board of Fire Engineers

This year the Provincetown Fire Department answered approximately 187 calls. Calls for rescue continue to increase every year. Once again, we consider ourselves very fortunate that they were all answered safely. Every year many more different types of incidents continue to happen in Provincetown all year round. These events have proven to be very successful and we are all pleased with the results, however, a longer season and more visitors put more of a demand on this department.

The town had a program where every year they would put money aside in a fire vehicle account and every twenty years they would buy a new truck. However, new trucks were too tall to fit into our old stations so we had to wait until we moved into our new station on Shank Painter Road to start replacing trucks. This caused us to get behind on our replacement program and now we are finally one fire engine away from being caught up. We took delivery of Engine 194 in May of 2006. This is a great accomplishment for this department and the Town of Provincetown. It has taken us many years for us to achieve this goal. I can't begin to tell you how good it feels to have this project completed. I know this seems like an expensive project, however, please keep in mind that there is no large payroll or benefit packages tied to this department and we do need this equipment to get the job done. This is the same equipment that would be needed if we had a full time staff. The Rescue Squad purchases all of their equipment, with the exception of the trucks, with funds that the members raise through the Rescue Squad Association. If it weren't for their efforts our operating budget would be considerably more. Once we get these vehicles replaced we will be back on track and will be replacing the fire trucks every twenty years and the rescue trucks every eight years. Please keep in mind that Mutual Aid from other departments can only get here from one direction, we have to be self-sufficient. Provincetown has the furthest run to a hospital than any other town in the Commonwealth; our fire and rescue trucks have to be in excellent condition to answer the amount of calls that this department answers.

Our goal has always been to operate as a volunteer department for as long as possible. This not only saves the town a great deal of money, but it provides a large number of personnel to any type of incident when needed. If we had a full time department, you would get two or three firemen on duty for that shift and most times that would not be enough personnel to handle the incident. To date our system works well. We continue, however, to lose many members of this department due to lack of affordable housing in our town. Many of our dedicated members have had to move from our community because of the lack of affordable homes or affordable year-round apartments. The time has come if we are going to save this department to find some kind of housing for our people. We need

two and three bedroom homes and apartments that are available and affordable. The membership of this department has historically been made up of fisherman, carpenters, plumbers, electricians, the folks from our local appliance company, gas company, oil company, insurance agency, basically the tradesmen and women of our community. When we answered any type of call we had an expert on the scene for any type of incident that we could possibly be called out to handle. That is what made this department so great. I can't think of any other department that could turn out to an incident with this many people with that kind of talent. Some of us are second, third and fourth generation firefighters and we would like to see this proud tradition continue for another one hundred years. However, the only way this can happen is if we find a way for our tradesmen and women to find affordable housing. We need to keep these people here for all of the services that they provide to our community. We also need to keep the school system going so we can continue to have second, third and fourth generation firefighters to continue this proud tradition. If the school goes away I am afraid that we will lose the very people that have for so many years kept this department going and have provided many other services to this community. Our members give a great deal of their time for little or no compensation. This is a very dangerous business and all we have ever asked for is the proper equipment to protect us so we can get the job done to better serve the citizens of Provincetown. Now we are faced with this housing situation and we are asking for some kind of solution to this problem. We are thankful for everyone's support of this department.

The Firemen's Association is continually thinking of ways to raise money. These funds are used to make improvements around the station, purchase equipment, maintain the Franklin J. Oliver Scholarship Fund and for many other projects. We are still in the process of having our 1936 American LaFrance Fire Engine completely restored. When this truck is completed and shows up in the Fourth of July Parade every one will be able to enjoy this beautiful classic. We truly appreciate every ones support, it is your generous donations and continued support that makes projects like these possible.

Once again, I would like to thank everyone for their generous donations to the Firemen's Association and the Rescue Squad Association. Your donations make it possible for these organizations to purchase much needed equipment for our department. I would also like to thank the dedicated Fire and Rescue members for always being there, Town Manager Keith A. Bergman, the Board of Selectman, Fire Inspector Ed Schneiderhan and all other Town Departments and the citizens of Provincetown for their continued cooperation and support. A special thanks to Deputy Town Accountant Babe (Irene) Silva, and to my Secretary Joyce Mathews, I just couldn't do this job without her.

*Respectfully submitted,*

**Michael S. Trovato**

Fire Chief

**Provincetown Fire Department 2006**

Michael S. Trovato, Fire Chief  
Warren G. Alexander, Deputy Chief  
Russell V. Zawaduk, District Chief 1  
James J. Roderick Jr., District Chief 2  
Gerard Menangas, Dist.Chief 3 & 4  
Adam J. Wolf, District Chief 5  
Marilyn Monks, Dist.Chief Rescue (*Ret.*)  
Joyce A.Mathews, Ad. Asst.

**Engine Company #1**

Ronald White, EMT/Captain  
Vaughn Cabral, Lieutenant  
Luis Ribas, Steward  
Mark Lambrou  
Paul Silva  
John Reis  
David White  
John Bumpus  
Mark Duarte, EMT  
Francis Santos  
John C. Branch, EMT-P  
Aubrey Gordon  
Malcom Kerr Hunter  
Chad Edwards  
Andrew Souza

**Ladder Company #2**

E.J. Martinez, Captain  
George Felton, Lieutenant  
Elias J. Marintnez III, Steward Shawn  
Ricard, Steward  
carl Sawyer, Jr.  
Paul Roderick  
Thomas Roda, EMT-P  
John Borwne  
Thomas Steele, EMT  
Justin White, EMT-P  
Jeremy Felton  
Jamie White

**Engine Company #3**

James J. Meads Jr., Captain  
Joel Macara, Lieutenant  
Craig Martin, Steward  
Jon Watson  
Rosemary Henrique, EMT  
Michael Smith  
James Richmond  
Michael Turner  
Scott Enos  
Adrian Peters

**Engine Company #4**

Larry Flores, Captain  
Jeffrey Perry, Lieutenant  
David Gonsalves, Steward  
Tim Caldwell  
Rachel Peters  
John Byrne  
Kenneth Kline  
Chris Siar  
Bruno Ribas  
Jose Hernandez  
Bruce Henrique  
John Souza III

**Engine Company #5**

Roger Martin, Captain  
Marcia Basine, EMT/Lieutenant  
Michael Coelho, EMT  
Chris Enos  
Daniel Notaro, EMT-P  
David Roach  
Jonathan Sinaiko  
Brian Alexander  
Lorne Russell, EMT  
Michael Coelho, Jr.

### 2006 Fire Report of Calls

<b>Fires</b>		<b>Service Calls</b>	
Structure Fire	6	Unauthorized burning	1
Vehicle Fire	2	Elevator Malfunction	1
Brush, Grass Fire	4	<b>Good Intent Calls</b>	
Cooking Incidents	3	Smoke/Odor Scare	16
Refuse Fire	4	Service	11
Medflight Standby	2	<b>False Alarms</b>	
<b>Hazardous Conditions</b>		System Malfunction	37
Motor Vehicle Accident	19	Unintentional False Call	13
Power Line Down	27	Intentional False Alarm	1
Power Outages	4		
Arcing/Shorted Elec. Equip.	10	<b>Total Calls</b>	<b>187</b>
Spill/Leak No Ignition	15		
Oil Burner Malfunction	9	<b>Fire/Rescue Mut. Aid Calls</b>	<b>18</b>
CO2 Detector Alarms	2		

## Growth Management Report

On February 12, 2007 the Board of Selectmen conducted its annual Growth Management public hearing under Provincetown Zoning By-laws Section 6600, Growth Limitation Goal Allocations, and adopted the following findings:

**Water: Average Daily Withdrawal decreases to 724,797 GPDs for 2006; falling further below DEP-Permitted level of 850,000 GPDs.** The Provincetown Water System's average daily withdrawal for Calendar Year 2006 was 724,797 gallons per day (GPDs)—a 7.63% decrease from CY 2005's average of 784,666 GPDs. Last year, we reported a 5.5% decrease from the CY 2004's average of 829,898 GPDs, so the trend continues. As such, CY 2006's figure is over 125,000 GPDs below the system's DEP-permitted level of 850,000 GPDs (with non-compliance at 950,000 GPDs). Accordingly, the Board of Selectmen will be able to make the finding pursuant to Zoning By-law Section 6600, Growth Limitation Goal Allocations, that the Town is in compliance with the water withdrawal permit issued by the Department of Environmental Protection ("DEP") pursuant to 310 CMR 36.00 and all applicable rules and regulations promulgated by DEP with respect thereto.

Such a finding will then make available on the April 7, 2007 anniversary of the adoption of amendments to the Growth Management by-law additional allotments in each of three categories of affordable/community housing (adopted at the April 7, 2004 Annual Town Meeting), as follows: 550 GPDs for Use Category 1a

(affordable housing); 1,100 GPDs for Use Category 1b (community housing – median income); and 550 GPDs to Use Category 1c (community housing – middle income).

As shown in the table below— and illustrated in the attached Tables 1A, 1B, and 1C— the total gallons pumped by the Provincetown Water System decreased from 286,403,151 in 2005 to 264,550,978 in 2006—a decrease of 21,852,174 gallons or -7.63%. The Department of Public Works continues to attribute the reduction in water pumpage in part to the aggressive leak detection and conservation management program it has undertaken.

Mth	2003	2004	2005	2006	% 05-06	Chng 05-06
Jan	19,302,835	19,898,830	21,497,998	18,056,815	-16.0%	(3,441,184)
Feb	18,031,744	17,121,782	17,730,084	18,677,091	5.3%	947,008
Mar	20,010,362	17,166,097	19,082,005	17,324,255	-9.2%	(1,757,750)
Apr	20,791,440	16,091,567	18,506,328	17,905,922	-3.2%	(600,407)
May	26,210,620	24,012,393	24,293,989	25,664,609	5.6%	1,370,620
June	29,928,251	29,579,259	27,795,706	28,162,250	1.3%	366,545
July	45,015,430	40,763,812	38,235,639	39,638,023	3.7%	1,402,384
Aug	44,080,512	40,676,953	41,742,381	36,680,115	-12.1%	(5,062,266)
Sept	28,167,437	32,775,971	27,921,121	22,823,425	-18.3%	(5,097,695)
Oct	23,614,649	25,648,704	21,416,820	18,019,913	-15.9%	(3,396,907)
Nov	19,663,771	20,240,737	14,839,849	11,195,310	-24.6%	(3,644,539)
Dec	16,300,456	19,766,418	13,341,232	10,403,249	-22.0%	(2,937,983)
<i>Yrly Tot</i>	<b>311,117,507</b>	<b>303,742,524</b>	<b>286,403,151</b>	<b>264,550,978</b>	<b>-7.6%</b>	<b>(21,852,174)</b>
Days	365	366	365	365		
<b>AvDly</b>	<b>852,377</b>	<b>829,898</b>	<b>784,666</b>	<b>724,797</b>		
Permit						
Level	850,000	850,000	850,000	850,000		
Over						
(Under)	2,377	(20,102)	(65,334)	(125,203)		

**Wastewater Disposal:** The Provincetown Wastewater System commenced operations on July 15, 2003, with some 520 properties now served by the sewer. The permit for the sewer system is currently 500,000 gallons per day (GPDs). As summarized below, the closest we have come to that figure since then has been the Fourth of July and Carnival Thursday. In 2006, however, the peak day was neither—it was Friday, August 7, 2006.

	2004	2005	2006	GPDs
WWTP Permit	500,000	500,000	500,000	
July 4th	324,626	331,388	360,717	
Carnival Thursday	347,924	326,100	336,600	
Carnival Friday		328,661	309,370	
Peak Day – 8/7/06			362,043	

**Septage Pumping:** Since the commencement of sewer operations in mid-July 2003, the amount of septage pumping has reduced precipitously—from a peak of 1,372 gallons in 2002 to 750 gallons in 2006—a 45% reduction overall. Between 2005 and 2006, there was a 6.5% decline in septage pumping.

**Solid Waste: SEMASS Tonnage Decreased by 2.6% in 2006.** Between calendar year 2005 and 2006, solid waste tonnage tipped at SEMASS decreased from 4,382.2 to 4,269.86 tons. This represents a *decrease* of 112.34 tons or -2.6%. While we have a license that allows us to handle to a maximum of 5,000 tons per annum, we have yet to exceed that threshold and the trend allows us to project that we have the ability to stay below that limit.

<u>Use Category</u>	<u>GPDs</u>
1a Affordable	12,158
1b Community - Median	3,425
1c Community - Middle	1,712
2 Non-affordable	3,300
Category 3	220
Category 4	275
Total	21,090

**Growth Management (Building) Permits:** Since building permits were changed to gallons in 2000, information collected on permits issued (bedrooms proposed), that is, permits, which were growth management (the four categories) and which were not growth management has been collected. Growth Management permit activity is tracked in the attached. The ending balance in 2005 from all categories totaled 17,721 GPDs. The ending balance at the end of 2006 is 21,090 GPDs. This increase reflects the addition of 2,200 gallons to Categories 1A, 1B, and 1C from the finding at last year’s growth management public hearing of compliance with the DEP permit.

## Board of Health

On behalf of the Board of Health, it is my pleasure to submit the 2006 Annual report to the people of Provincetown. The goal of the Board of Health is to protect the public health and the health of our environment. The Board is always balancing the rights of individuals and property owners with mandates from the State and Town, as well as other matters that can affect the general public health.

Much of the work of the Board of Health centers on reviewing and approving engineers’ plans for septic system variances. Also, approving Administrative Consent Orders (ACO’s) for properties desiring to hook up to the Sewer. In 2006 the Board granted 33 ACO’s and allowed variances for 24 properties. The Board of Health is also responsible for regulating and issuing licenses for new massage therapists and businesses; tattoo technicians and business; temporary tattoo artists and body art establishments. The Board is working with our Health Inspector who established the emergency preparedness working group to continue the implementation of State mandates. In 2006 the

board voted into regulation a "Continuation of Operation" plan for the Department of Community Development. In this same light, the Board brought Article 36 to the April 2006 Annual Town Meeting, bringing the town into compliance with Massachusetts emergency preparedness guidelines.

The Board continues to be apprised of our Harbor Beach Water Sampling Areas. Of the 272 beach samples taken in 2006 there were 38 failures throughout the testing period of June 6 through August 30. Reasons for the beach closures are being studied and a grant has been applied for with the Massachusetts Estuaries Project as part of this effort. Provincetown has 25 outfall pipes along the harbor, dense housing and an active boating community all of which may be potential contributing factors to beach closures. Animal and bird fecal matter may also contribute to closures. Closed sites are tested again the next day and most often are re-opened within 24-48 hours. Our goal is to keep our waters as safe as possible for residents and visitors.

In early 2006, the first case of rabies was reported in Provincetown. It was not unexpected, as rabies had slowly been creeping down the cape for several years. There were a total of 4 positive and 7 negative animals in 2006. All the positive animals were raccoons. Our health department, in conjunction with Tufts Cummings School of Veterinary Medicine and the USDA is continuing the wild rabies vaccine baiting program. We will be considered rabies free if no positive cases are seen for two years. As a result of rabies being found in wildlife the Board enacted a dog restraint regulation in March and has posted signage at access areas to Provincetown recreational lands and beaches.

The Board would like to extend our sincere appreciation to our part time Health Agent with a full time job, Jane Evans. Her knowledge and expertise of Title V, the sewer and other health and sanitation issues is paramount to our Board's success in implementing our duties. And to our Health Inspector, Brian Carlson, the board extends its heartfelt gratitude for tirelessly managing his numerous duties including health and licensing inspections, emergency preparedness planning, rabies and communicable disease surveillance, food safety and more. Thanks to our recording secretary, Evelyn Gaudiano for her excellent minute taking and support. To former board members Dan Brown, Mark Majeski and Matt Damon; thank you for your service to the Town. Much appreciation to Vice-Chair, Ken Janson; Clerk, Jerry Anathan; and members Tom Gaudreau and John Livingstone for the valuable contribution of their time and energy in participating in this very important citizen board. And to all the citizens of Provincetown, thank you for your input and community interaction with the Board of Health.

*Respectfully submitted,*

**Duane Gregory**

Chair

## Licensing Board

In 2006 the Provincetown Licensing Board continued its mission to assist local businesses, while at the same time assuring they abided by the applicable rules and regulations. The Board held 26 meetings in 2006 and continues to remain flexible in addressing the needs and concerns of the public. The Board, with the assistance of the Licensing Agent, processed over 466 licenses. Revenue to the Town through the licensing process amounted to approximately \$226,840.90.

### Licenses Approved by the Licensing Board

Alcohol – 77 Licenses	Art Gallery – 10 Licenses
Auto Sales – 1 Licenses	Common Carrier – 2 Licenses
Common Victualler – 53 Licenses	Entertainment – 61 Licenses
Fortune Teller – 2 Licenses	Inn Holder – 34 Licenses
Lodging – 61 Licenses	Outdoor Artist – 3 Licenses
Parking Lot – 16 Licenses	Pedicab – 6 Licenses
Pedicab Operator – 37 Licenses	Special Entertainment – 12 Licenses
Special Liquor – 7 Licenses	Special Parking Lot – 2 Licenses
Stables – 1 Licenses	Taxi Cabs – 13 Licenses
Taxi Operators – 41 Licenses	Transient Vendor – 19 Licenses
Transfers – 8 Licenses	

### Licenses Processed Thru the Dept., Which Do Not Require Board Approval

Camps Cabins and Motels	39 Licenses
Corporation Retail or Year Round Retail	245 Certificates
Food Service Permits	168 Permits
Renters Certification	228

Code Compliance, with the assistance of the Licensing Agent and the Police Department, was the main focus of the Licensing Board this year.

### Code Compliance Incidents

Letters of Violations sent by Licensing Agent - 83	Noise Complaints – 38
Tickets Issued by Licensing Agent – 12	Bar Checks - 33
Show Cause Hearings/Discussions with Board - 1	

The Licensing Board was saddened to lose long time member and chair Hunter O’Hanian, who moved to Aspen, Colorado in December. His dedication and insight will be missed. The Licensing Board also had to say goodbye to Licensing Agent Elizabeth Hartsgrove. The Board is excited to welcome Darlene Van Alstyne

as the new Licensing Agent. Current Board members are Nick Robertson, Chairman and Clerk; Cass Benson, Vice-Chairman; John Foley, Todd Wager, and Liz Angelino. As the year ended, the Board had two member positions vacant.

Our goals for 2007 will be to review and update the Board's Rules and Regulations, to work with other Boards on issues of mutual concern to the community, provide knowledgeable and efficient staff service, and to address business concerns in a flexible and fair manner. The Licensing Board will continue to strive to meet the needs of the public while assuring that local, state, and federal regulatory licensing requirements are met.

*Respectfully submitted,*

**Nick Robertson**

Chair

## Parking Administration

The Parking Department manages the parking system in Provincetown by coordinating a number of functions, including on and off street parking facilities, parking meters, permits, regulations, and enforcement. Provincetown has two attended parking lots, 7 off street metered parking lots, one permit parking lot, and six on street metered parking zones representing approximately 1,200 revenue producing parking spaces. In 2006 the Parking Department issued 2,558 permits, down 146 from 2005, and 6,160 parking citations, down 2,697 from 2005. There were 458 appeals this year. During the season, the department employs 23 workers and operates 24 hours a day, 7 days a week. The Parking Department produced \$1,434,165 in 2006, up \$48,612 from \$1,385,165 in 2005. The two attended lots generated \$1,127,374 up \$54,561 from \$1,072,813 in 2005. This does not include the \$35,000 rent due the Catholic Church for the lot 2 spaces in Grace Hall. MPL generated \$835,359, Grace Hall produced \$292,015, and the meters collected \$154,346 up \$1611 from \$152,735 in 2005. Permits produced \$151,925, down \$8,080 from 2005. The Department also collected \$161,890 in paid parking violations, which is down \$19,422 from 2005 ticket revenue of \$181,312. Revenues continue to reflect the 2006 season's steep gas prices, the fast ferry services, the shuttle, the heavy rains in May and the decreasing number of overnight motel accommodations available to visitors. The increase in total revenues can be attributed to the hourly rate increase at the MPL from 2.25/hr. to 2.50/hr and at Grace Hall from 1.75/hr to 2.00/hr. The violation codes that pertained to public safety were increased to \$50.00, handicap unloading and within 10' of a fire hydrant increased to \$100.00, and handicapped parking on public property increased to \$300.00. All other violations remained at \$25.00.

The Police Chief headed the Transportation Team on projects assigned by the Board of Selectmen as Town wide policy goals. He continued to oversee the Shuttle operations and work on transportation issues.

We want to commend the entire Parking Department for another successful season. These dedicated seasonal employees keep parking enforcement and the lot operations running smoothly 7 days a week, 24 hours a day in peak season. We look forward to working with this exceptional group of employees in 2007.

*Respectfully submitted,*

**Patricia Benatti**

Parking Department Administration

## Police Department

Provincetown is not the little town some wish it still were. It has become a municipality with problems typical to a much larger jurisdiction. It is critical to point out that police personnel readily adapt from a population of a few thousand in winter to upwards of 100,000 for the 4<sup>th</sup> of July festivities and some 30,000 to 60,000 at any other time during the summer. The problems of parking, traffic, transportation, drinking, fighting, drug abuse, domestics and other daily responsibilities imposed on the personnel can easily overwhelm less capable or professional individuals and tax Department resources. The Department experienced 1,082 fewer calls for service in 2006 than 2005. Total calls through December were 13,412, for a 7.5% decrease from 2005 (14,494).

The importance of having a fully staffed and trained Department cannot be emphasized enough. Each member constantly has to be prepared for the complex, most intense commitment of any town on the Cape if not elsewhere. Our hiring of summer officers and dispatchers is tribute to the need for front line personnel capable of handling a very diverse and active crowd, able to answer countless questions, keep the peace and do it all with a courteous and pleasant demeanor. The summer of 2006 was again a banner year for quality summer officers who truly took the job seriously by extending themselves to everyone in the community despite their few numbers.

Our thanks again to the State Police for their support this year both at the July 4<sup>th</sup> event and at Carnival Parade where the motorcycle unit made a tremendous hit. Sheriff Jim Cummings was especially supportive this year when he sent a large contingent of deputies and equipment to assist with the July 4<sup>th</sup> parade and fireworks. After the fireworks, the control of events was a first rate job accomplished by the teams of Provincetown officers and dispatchers, state police, Sheriff's personnel on bikes, ATVs and in the vans, Rescue personnel from all over the Cape as well as our own Provincetown Fire and Rescue responders. This year for the first time we experimented with the use of the Plymouth County Mounted Patrol, which did a fantastic job of crowd control.

Homeland Security is still a consideration in our work and regular meetings are held with officials in a number of capacities at the state, county and local area. We participate in Region 2 MEMA as well as the Regional Emergency Planning Committee. We are trying to maintain our certification with NIMS training for many in Town including first responders who are required to be certified.

Many notice the beautiful decorations during the holidays and thanks for that go to Glenn Enos, Tom Dahill, Doug Allen, Rachel Peters, Ruthanne Cowing and Roger Green for dressing the place up for Christmas. The Halloween Pumpkin Patch, the inspiration of Dispatcher Doug Allen saw another successful year as he and Rachel Peters worked the decorations with Glenn and Roger. We appreciate their many contributions to the festive spirit in the Police Department.

The Department continued its commitment to COP or Community Oriented Policing. We worked with No Place for Hate and earned our re-certification from the ADL. The most successful COP Working Group was the Fireworks Task Force, which was sanctioned by the BOS and was largely responsible for the success of this year's July 4<sup>th</sup> festivities.

Drugs continue to be a major concern in the community and the DARE program carries on with its successful venture in the school system under the careful tutelage of Youth Officer Marty Menangas. As a resort community we recognize that people come to Town for a week or two and then leave. The wave of drug abuse is identified as the "party drugs" such as Ecstasy, GHB and Crystal methamphetamine. The excess use of alcohol and related behaviors such as driving under the influence continue to attract our attention.

As we complete this fiscal year, I want to express my gratitude to our citizens, customers and visitors who so richly stimulate this Town. No other police department has the life experiences that ours does in a given year. Our professional personnel have a major impact on people as they pass through or reside here. For us to be able to contribute to the quality of life, the well-being and the comfort level of everyone, we walk a very thin line.

I am grateful to every member of this Department for the major contribution they make on a daily basis, undergoing pressures of crowds, diverse demands on services and even unpleasantness from time to time. It truly takes a unique character, disposition and energy to be a police employee here. I thank my fellow Department heads and their employees for supporting our objectives, their sense of fair play and interaction at all levels. I thank the Town boards of volunteers and am grateful for the support we receive from Town Manager Keith Bergman and the Board of Selectmen.

Finally, I take this opportunity to bid adieu and wish everyone well as I move on to other responsibilities. I shall never forget the gracious people of Provincetown and hope to stay in touch over the years. I wish my successor the best of luck and good health. Warren Tobias, a long time member of the Department, will help lead it into the next phase of development, hopefully on a permanent basis.

*Respectfully submitted,*

**Ted Meyer**

Chief of Police

### Arrest/Citation/Calls for Service Summary

<b>Arrest Summary</b>	<b>2006</b>	B & E - Residential/Commercial	23
Total Arrests	171	Bank Runs	0
Total I.P. Persons	234	Bike Registrations	1
Total Persons Processed	405	Bikes/Mini-bikes Complaints	2
<b>Citation Summary</b>	<b>2006</b>	Boat - Assistance	10
Arrest Citations	28	Boat - Complaints	6
Criminal Citations	61	Boat - Larceny Equipment	0
Civil Citations	214	Boat - Missing/Stolen	2
Warning Citations	243	Boat - Recovered/Found	1
Dog Citations	17	Boat - Vandalism	3
Other Citations (By-Laws)	194	Bombs/Bomb Threats	0
Total Citations Issued	757	Building Checks	13
<b>Calls For Service</b>	<b>2006</b>	Child Neglect/Abuse	9
209A Order/Viol/Service	38	Civil Injunction/Service/Violation	0
911 Call/Trace/Abandoned	975	Complaint/Customer	19
A & B - Dangerous Weapon	5	Complaint/Domestic	40
Accident/Bike & All Other	31	Complaint/General	136
Aircraft/General	7	Complaint/Musicians	57
Alarm - Commercial	157	Complaint/Towing Operator	2
Alarm - Fire	174	Court Complaint (non-arrest)	7
Alarm - M/V	9	Crowds/Overcrowding	13
Alarm - Residential	103	Cruiser Equipment Maintenance	113
Alcohol/Drug/Mental Health	36	Cruiser Escort	19
Ambulance - General	706	Cruiser in Pursuit	1
Animal Compl/other than dog	116	Cruiser Transport	246
Animal Cruelty Complaint	16	Damaged Property Complaint	76
Animal Injured/Dead	163	Death/Sudden	3
Argument/Verbal Dispute	113	Defrauding - Restaurant	8
Arrest/209A Violation	5	Delivery - Message/Item	32
Arrest/Domestic Assault	21	Demonstration/Parade	9
Arrest/General	88	Disorderly Person	53
Arrest/Juvenile	2	Disturbance - Family	1
Arrest/OUI	22	Disturbance - General	46
Arrest/Warrant	44	Dog Citation Issued	17
Assault	13	Dog Complaint/Call/Bite	223
Assault - Dangerous Weapon	2	Domestic - Assault/Threat	18
Assault & Battery	21	Domestic - Verbal	41
Assist Inspections Dept (DRM)	70	Drinking Minors	3
B & E - Attempt	11	Drug Violation/Complaint	34

**Arrest/Citation/Calls for Service Summary**

Elderly Abuse/Neglect/Compl	8	M/V Accident - Major	34
Embezzlement	0	M/V Accident - Minor	175
Fight Complaint	63	M/V B & E	1
Fire/Boat	2	M/V B & E & L	2
Fire/Commercial Bldg	8	M/V Citation Issued	509
Fire/Electrical/Utility Pole	5	M/V Complaint/Violation	186
Fire/Grass & Brush	10	M/V Disabled	140
Fire/Motor Vehicle	6	M/V Erratic Operation Compl	67
Fire/Residential Bldg	16	M/V Hit and Run	74
Fire/Vehicle In/Out Service	182	M/V Illegally Parked	291
Firearms - General	9	M/V Larceny From	3
Fireworks Complaint	19	M/V Left Compound	0
Forgery & Counterfeiting	1	M/V Missing/Misplaced	11
Found - Bicycle/Moped	28	M/V Observance/Assignment	165
Found - Property	222	M/V Recovered	3
Found - Wallet/Purse	78	M/V Repossession	7
Fraud	14	M/V Stopped by Cruiser	1548
Fugitive from Justice	0	M/V Suspicious	67
Gun Shots Complaints	4	M/V Theft/Stolen	5
Halloween Complaint	0	M/V Tow & Hold (Parking Dept)	8
Harbormaster/General	34	M/V Towed Police	126
Harrassment Complaints	73	M/V Towed Private (Rod's)	29
Hate Crimes	0	M/V Traffic Problem	102
Hate Incidents	12	M/V Vandalism	48
Hazard Complaints	155	Malicious Destruction (Over)	3
Homeless Person	2	Malicious Destruction (Under)	6
Hunting Violations	2	Minors with Alcohol	6
I.P. Person/Complaints	234	Miscellaneous	78
Indecent Exp/Nude Bather	8	Motorcycle Complaint	8
Investigation	54	Murder	0
Issue B.O.L.O. / A.T.L.	52	Mutual Aid/Assist Other Dept's	116
Juvenile Complaints	42	Nat'l Park Service/Rangers	91
Keep the Peace/Standby	25	Noise Complaints	272
Kidnapping	0	Non-Criminal Citation Issued	35
Landlord/Tenant Complaints	29	Notify Fire Department	151
Larceny - Attempt	6	Notify Other Departments	503
Larceny - Less than \$250.00	45	Officer Injured	12
Larceny - More than \$250.00	30	Open Door - Business	66
Larceny by Check	6	Open Door - Residence	5
Licensing Violation	19	Operating After Suspension	2
Liquor Law Violation	1	Person Missing/Overdue	33
Lost & Found Animals	108	Phone Calls - Threat/Prank	39
Lost & Found Property	295	Possession Dang. Weapon	2
Lost/Missing Child	10	Power Outage	23
Lost/Stolen Bicycle/Moped	72	Property Check/Request	2297
Lost/Stolen License Plates	6	Property Held/Safekeeping	10
Lost/Stolen Wallet/Purse	160	Protective Custody	18
M/V Abandoned	12	Rape	2

<b>Arrest/Citation/Calls for Service Summary</b>			
Reassurance Check	187	Spiritus Detour	20
Request Police Officer	670	Storm Damage/Flooding	18
Rescue - Call/Request	1269	Suicide/Attempt	12
Rescue - Code 99	4	Suspicious Activity	149
Robbery	1	Suspicious Persons	75
Runaway	1	Threats	43
Search Warrant Served	1	Trespass Complaint	69
Service - Civil/Order/Summons	46	Vandalism Complaint	35
Service Calls	149	Violation of Town By-Laws	194
Sewer Complaint	13	Water Leak Call/Complaint	63
Sex Offender Notification	13	Weapons Violation	0
Sex Offenses	3	Wires Arcing/Sparking	52
Shoplifting Complaint	9		
Soliciting By-Law Report	0	<b>Total Calls For Service</b>	<b>13412</b>
Soliciting Complaint	5	<b>Total E-911 Calls Received</b>	<b>975</b>

## Public Health Director

The primary purpose of the Department of Public Health is to promote health, wellness and the prevention of disease. To this goal a number of services are offered to town residents: blood pressure clinics, diabetic screening, medication information, immunization clinics, hypertension programs and follow-up, wellness and prevention programs, referrals and assessments, local human services information and referral assistance. In cooperation with the Barnstable County Health Department, the Department of Public Health coordinates the annual employee wellness fair.

Nursing services and homecare continue to be provided through a town contract with the Visiting Nurses Association of Cape Cod (VNA). The Director of Public Health supervises the utilization of these services. Nursing services are provided to the town's uninsured and underinsured residents. Well-baby visits, maternal & child health services, childhood immunizations, frail elder visits, home health services, physical therapy, flu & hepatitis clinics are all examples of the services provided. Town residents can access these services by calling the VNA directly at 1-800-631-3900 or by calling the Public Health Department at 508-487-7083.

The Department of Public Health continues to serve as the vaccine depot for town distribution to schools, Outer Cape Health Services and Provincetown Medical Group.

The Director continues to coordinate human services delivery. Many human service agencies can be accessed through this department. Gosnold Drug and

Alcohol Treatment Center (mental health counseling, hospitalization and rehabilitation available), Veterans Assistance, the Town's Domestic Violence Intervention Program (Independence House), and the VNA all have offices at the Grace Gouveia Building.

As advisor to the annual Human Services Grant Program, the Director participates in the work of the Human Services Committee. Accountability of services directly given in Provincetown is a high priority and quarterly reports from the human services grant recipients are reviewed by the Director. Two annual public hearings are held to assess the community's human services needs. Additionally, in an effort to identify gaps in human services and evaluate the delivery of services, regular round table discussions take place between the Director of Public Health and local health and human service providers and clergy. The Director performs all follow-up work associated with these round tables.

Under the director's supervision services are provided to under-privileged Provincetown children 0-18 years of age through the John A. Henry Trust contract with Cape Cod Children's Place, Inc. Emergency financial assistance, transportation to medical and dental appointments, daycare resources and orthodontics are services provided through the trust and Cape Cod Children's Place at the Provincetown Family Resource Center located at the Grace Gouveia Building.

In cooperation with the Board of Health, the Department of Public Health is involved with the investigation, surveillance and prevention of communicable diseases. Communicable disease clinics (education and prevention) are offered to the public regularly.

The Director continues to work on the Infectious Disease Emergency Plan and Emergency Dispensing Sites in collaboration with the Health Inspector, Public Safety officials and members of the community. The Director of Public Health also serves as Provincetown's Public Information Officer. The primary role of the Public Information Officer is to coordinate and disseminate pertinent and accurate information to the public in the event of an infectious disease emergency and according to the local emergency infectious disease plan.

The Department's HIV Comprehensive Home Health Grant Program continues to provide services through funding from the Massachusetts Department of Public Health for Provincetown residents living with HIV and AIDS.

*Respectfully submitted,*

**Valerie A. Carrano, B.S., M.P.H., G.H.T.**

Director

## Rescue Squad

The Rescue Squad responded to 1,100 calls in 2006. The calls ranged in severity from patient assists to cardiac arrests. This past year the Squad was faced with the harsh reality that our current system is no longer adequate to serve the needs of the residents and visitors of Provincetown. The Rescue Squad is now in its 54th year of service to the town and has always operated on a strictly volunteer basis during the spring winter and fall. Due to an increased number of calls during the summer, a "summer stand-by" was established in the late 1970's. During the summer an EMT and Paramedic are housed at the Main Fire Station on Shankpainter Road 24 hours a day to respond to rescue calls. After assessing the patient, it is determined if the case is a transport to the hospital, Outer Cape Health, or perhaps just general first aid is required. In the event of a transport, Lower Cape Ambulance (LCA) is then dispatched; a patient transfer takes place either on scene or at a pre-determined location and LCA transports the patient to Cape Cod Hospital.

A problem we often run into, especially in the summer, is LCA personnel are tied up on a transport. If another call or two come in during the time LCA is out of town, the dispatcher tones for any available Rescue Squad members to either come to the station for coverage or to assist LCA on the transport. It is extremely difficult at times to fill these requests, at which point mutual aid from other towns is needed. Of our 28-member Rescue Squad only 2 Paramedics live in Provincetown. Of the 15 LCA employees only 4 members live in Provincetown. Like in so many other instances around town a lack of affordable housing is playing a role on keeping our members in Provincetown. We are also no longer able to draw from a large pool of EMT'S, as they simply cannot leave their paying jobs during the workday to respond to a call. This is well understood throughout our Squad all the way up to the Chief and Board of Fire Engineers. We have implemented a paid per call system similar to other towns on the Cape. This not only will compensate our members but it is also an attempt to entice them to respond to calls when they are not at their primary jobs. A few reasons why the Squad was able to function so diligently in the past were the fact that very few patients were transported to the hospital compared to today. Most were taken to a local doctor. Many members owned their own businesses and were able to break free and respond to calls. Members also encouraged employees and friends to join and urged them respond to calls as well. With the way housing prices are in town today, many employees and employers cannot afford to lose time at work. The system fit for the old days of Provincetown, however, that was also during a time when there was approximately one quarter of the call volume we have experienced over the last 10 years. In years past Provincetown has had more than 800 patients transported to Hyannis, with each transport lasting approximately 3 hours. A new ambulance has been purchased and we expect delivery this spring, bringing the total of town owned ambulances to three. LCA

operates two and we have recently reached an agreement with LCA to place our ambulances into a rotation so that they will be used more frequently in the winter. This will help keep the trucks in top condition and also, rotate supplies that would otherwise expire without ever being used. Many feel that LCA having grown in size over the past 5 years is responsible for the decline in active rescue squad membership. The idea of people getting paid to do the same job as a volunteer is disheartening to some, but understood by others. LCA is a necessary element in our local health care system. If it was not for LCA our fire department would more than likely have to begin to function full-time, costing the taxpayers much more money than the current system. Not only does this system work, it enables Provincetown to be covered by Advanced Life Support personnel around the clock, year round. Of the 15 LCA Employees, however, 4 live in Provincetown, 2 in Truro and the remainder are not within reasonable response area, and 8 employees are living on the other side of the Orleans rotary. This sometimes is a problem on days when we have multiple calls, and transports going on at the same time.

We continue to hold our annual raffle and thank the many local businesses and residents who continue to donate year after year. Unfortunately, 2006 was the first year that we have not had the Hollywood Ball fundraiser. This was the first time in 27 years that the event was not held. We have already been approached by a local business that would like to bring it back for the summer of 2007. Thank you to the Enos family for hosting a fundraiser at The Surf Club Restaurant this fall. Those who attended had a good time, a great meal, and we look forward to it again next year. Thank you to Joyce at Fire Headquarters who helped keep me in line this past year. Congratulations to Shawn Ricard and Eli Martinez who received their EMT certification this past summer, also to John Branch who received his Paramedic certification. Thanks again for your generous donations to the Rescue Squad Association. We wish everyone a healthy and safe 2007.

*Respectfully submitted,*

**Justin G. White**

Captain

**Rescue Squad 2006**

Justin White, EMT-P, Captain	John Chris Branch, EMT-P
Monica Himes, EMT/Lieutenant	Marilyn Monks, EMT-P
Julie Cataldo, EMT-P/Steward	Mark Duarte, EMT
Adam Wolf, EMT	Rosemary Henrique, EMT
Joel Macara, EMT-P	Marcia Basine, EMT
Daniel Notaro, EMT-P	Nancy Swanson, EMT
Kenneth Oxtoby, EMT-P	Linda Rego, EMT
Ronald White, EMT	Laurie Harding, EMT-P
Michael Coelho, EMT	Bryan Smith, EMT
Tom Roda, EMT-P	Denise Russell Parks, EMT
Lynda Trovato, EMT	Lorne Russell, EMT

Michael Anderson, EMT	Lisa Potter, EMT-P
Glenn Enos, EMT-I	Brandy Tarala, EMT-P
James Golden, EMT	Zack Goldstein, EMT
Thomas Steele, EMT	Douglas Allen

#### Rescue Squad Annual Summary of Calls 2006

Abdominal Pain	59	Injurt, Other	20
Allergic Reaction	21	Multi-Trauma	12
Altered Loc	21	Nausea/Vomitting	24
Behavioral/Psychiatric	38	Neuro/CNS Injury	2
Bleeding	15	No Complaint	50
Burns	2	Obstructed Airway	3
Cardiac	44	Obstetric/GYN Emergency	1
Cardiac Arrest	2	Overdose	22
Chest Pain	61	Pain, Not Otherwise Specified	16
CVA/Stroke/TIA	12	Poisoning	1
Dehydration/Hypovolemia	13	Respiratory	63
Diabetic	16	Seizure	21
Dizziness	18	Sepsis	6
DOA/Obvious Death	4	Syncope	43
Drowning/Near Drowning	0	Other	33
Electrocution	0	No Patient	3
General Illness	24	Patient Assist	22
Hyperthermia/Heat Exposure	1	<b>Total Monthly Calls</b>	<b>1103</b>
Hypothermia/Cold Exposure	3		
Injury, Closed Head	15	<b>Transport to OCHS</b>	<b>16</b>
Injury, Orthopedic	115	<b>Transport to CCH</b>	<b>657</b>
Injury, Soft Tissue	215	<b>Transport by Med-Flight</b>	<b>2</b>

### Shellfish Constable

This past year we were awarded \$37,027 for the Community Effort to Restore Sea Clams to Cape Cod project. The Gulf of Maine Council/National Marine Fisheries Service Partnership made the award and the Town of Truro made a \$3,000.00 match last year and the Town of Provincetown agreed to make a \$3,000.00 match for the fiscal year 2008, subject to Town Meeting approval. The project is being administered by Scott Lindell, Marine Resources Manager and Director, at the Marine Biological Laboratory in Woods Hole. Shellfish Committee members from Provincetown and Truro, students supervised by Biology Teacher John Hanlon, and community members are being educated and are involved in the project.

The project's goal is to restore sea clam populations to historically important sites in Provincetown and Truro where they will remain as a spawning sanctuary for future regeneration. We surveyed proposed planting sites and unplanted

control sites for current abundance of marine bivalves and predators. We discovered East Harbor Lagoon was not successful for planting sea clams. The connection to the bay is too small resulting in poor tidal flushing at this time. Soft shell clams, however, have thrived although there has been some noticeable die off. The lagoon is susceptible to nitrogen accumulation from a variety of sources. We did have success in Hatches Harbor where the tidal flushing is strong.

Provincetown and Truro, in cooperation with the National Park Service and the State, have newly opened tidally –restricted estuaries that are slowly and naturally being restored and have helped renew the shellfish resources. In addition, the water quality can improve by the filtering capacity of the shellfish that will reduce phytoplankton blooms, increase water clarity, reduce nitrogen loading, and reduce low oxygen water quality events that are harmful to a variety of marine life. With the assistance from the Harbormaster and the Water Department we operated an upweller at MacMillan pier to help grow out quahogs and sea clams to a larger field plant size. The seed were broadcast when water temperatures dropped. Last spring, the Highway Department helped me put out adult quahogs which spawn when water temperatures rise. This year we opened the East side of the breakwater to the public.

The harvest for 2006: 510 buckets of quahogs: 61 buckets of soft shell clams: approximately 35 buckets of mussels 60 bushels of sea clams.

*Respectfully submitted,*

**Tony Jackett**

Shellfish Constable



## Human Services

## Council on Aging

The Provincetown Council on Aging (COA) is dedicated to the needs, interests and enjoyment of Provincetown senior citizens. The COA's primary function is to provide information, advocacy and referrals.

During 2006, the COA offered over 100 programs in the following categories: Senior Education and Fitness; Health, Nutrition and Disease Prevention; Community Resource (a chore service); Outreach and Homecare Services; Social and Artistic Programs; Individual and Family Assistance; Leisure and Travel; Personal Assistance Programs; Sr. Real Estate Tax Abatement Program; Needs Assessment and Referrals; Monthly Senior Radio Show (WOMR); Intergenerational Programs and Monthly Newsletter. Our fitness programs, art classes, card clubs and travel programs continue to be favorites. Some of the

more popular new programs this year were Bob's Family Table luncheon programs prepared by Chef Bob Henneberry, the story telling program facilitated by storyman Dan Lynch, ceramics, whiteline woodcutting and the Elder Hostel information seminar.

The COA provides a weekly transportation program with door- to-door service, over 1,700 rides were provided in 2006. Our Elder Services Nutrition Program (Meals on Wheels) provided over 3,600 home delivered meals (by town volunteers) and over 1,200 congregate meals. Other hot meal programs, gourmet cooking classes, special breakfast and luncheon programs and summer barbecues combined served over 400 meals.

In 2006, the COA provided services to 1,700 residents of all ages, 847 of these were seniors age 60+, an 8% increase from the previous year.

The COA Director continues to collaborate to a great extent with the other Lower Cape COA's. Through Directors' meetings with the towns of Truro, Wellfleet, Eastham and Orleans, we bring a regional approach to the issues that affect us all. The Provincetown COA continues its collaboration with Cape Cod Health Care, Elder Services, Cape and Islands Emergency Medical Services System and other Lower Cape COA's, on the REACH program (Reaching Elders with Additional Needs through Community Help). This program is designed to address the gaps in coordination of services at the entry and exit of Lower Cape elderly patients in the emergency departments of Cape Cod Hospital and Falmouth Hospital.

As advocate for the residents of Provincetown, the COA Director is a member of two advisory boards:

1) Seashore Point Advisory Board and 2) Cape Cod Healthcare Regional Advisory Board for the Lower Cape.

The Provincetown SALT Council (Senior and Law Enforcement Together) remains dedicated to their work in crime prevention and senior safety; assisting in the free emergency mobile phone program and beacon light bulb program.

During 2006, the COA received over \$11,000.00 in grant funds. These funds, from the Executive Office of Elder Affairs and Elder Services of Cape Cod and the Islands, are used for outreach and to support our chore service program that helps low income seniors maintain their independence at home.

This year the Senior Citizen Real Estate Tax Abatement Program celebrated its eleventh year. For 111 hours of work seniors age 60+ received a \$750 credit on their real estate taxes. In 2006, the COA successfully placed 24 seniors to work in town departments, a 14% increase from last year.

Our COA Friends organization continues to be a financial lifeline for us. It is through their generosity that the COA is able to offer most of our programs. Over the past six years, as part of their continued fund-raising efforts, the Friends have published three cookbooks: "Treasured Recipes", "A Souper Cookbook" and "Greetings from Provincetown". These cookbooks are always on sale at the Senior Center.

Our COA Board, under the chairmanship of Geraldine (Gerry) Brennan, continues to work tirelessly to ensure that our seniors remain safe and have a voice in the community. In March, the Board sponsored its annual town meeting preview. This preview allowed seniors to hear from town officials regarding various town articles coming up at town meeting and provided an opportunity for town officials to hear from our seniors. At the April town meeting, the COA Board submitted an article that increased the real estate exemption for income eligible seniors from \$500 to \$1,000 and reduced the eligible age from 70 to 65. This article was overwhelmingly passed at town meeting and we are very grateful to the Board for its continued advocacy on behalf of our seniors.

I wish to express my sincere appreciation for the hard work and kindness shown to our seniors by our Outreach Coordinator, Chris Hottle, and our Social Service Worker, Patrick Manning. Their efforts have helped to assist many of our seniors through critical and difficult times.

My deepest gratitude to Maureen Hurst, COA Administrative Assistant, Dennis Wojtalak, SHINE Counselor/COA Van Driver, and Gladys Johnstone, COA Nutrition/Program Assistant. Many thanks to Polly Saunders, Bunny Howe, Diana Fabbri, Ollie Ahmuty, Ray Sawyer and Dot Sanderson. My sincere thanks to COA Board members: Chairman Geraldine Brennan, Ilene Charles, Rev. Gregory Howe, Florence Alexander and Paul Mendes; COA Friends Board members: Diane Corbo, Marge Perry, Vern Wilson, Joan Lenane, and Bob Henneberry. Our appreciation goes out to all the dedicated volunteers who give unselfishly of their time to assist our seniors. We could never accomplish all we do without them.

In 2006, the new Medicare Part D Prescription Drug Program continued to be a challenge. I am especially grateful to Dennis Wojtalak, Chris Hottle and Patrick Manning for the many hours they have spent and continue to spend assisting our seniors in navigating the program's complexity.

Congratulations again to Ruth O'Donnell, Senior Citizen of the Year 2006.

*Respectfully submitted,*

**Valerie A. Carrano, B.S., M.P.H., G.H.T.**

Director

## Disability Commission

In 2006 the Disability Commission updated and printed the brochure entitled “Getting Around Provincetown: A Guide to Wheelchair Accessibility” which was originally developed by the Council On Aging in 2001 and was designed to provide our visitors and residents with disabilities important information that will make their stay here more enjoyable, and in a format that is visually appealing and user friendly. The Commission thanks the Visitor Services Board, who supported this project by funding the printing costs of the brochure. It is the goal of the Disability Commission to take responsibility for updating and printing the brochure yearly, provided that funding for printing can be obtained.

A significant issue in 2006 was the decision by the Board of Selectmen to charge for handicapped parking in the municipal parking lots. The issue is one of access, and shunting those with disabilities to the far reaches of town, where parking may be more readily available in the Summer months, is not practical for those who may tire easily or for those in wheelchairs who require the assistance of a partner who may not be able to maneuver the hills and valleys of Commercial Street, much less Bradford. The Disability Commission applauds the Selectmen for readdressing the issue in July and reversing their previous vote in March, thus enabling those with handicapped placards to continue to utilize the municipal parking lots without charge.

The Disability Commission seeks to become more proactive and less reactive in addressing the needs of the disabled and remains committed to investigating and researching local issues of interest and concern to the disabled community. We welcome input from the community and from our guests.

*Respectfully submitted,*

**Michelle DeMarco**

Chair

## Housing Authority

In 2006 the Provincetown Housing Authority continued to manage and operate the Housing Authority’s subsidized housing programs. The Housing Authority owns and operates: 24 units for elderly and disabled at 44 Harry Kemp Way (Maushope); 9 scattered site units for families; 10 units for homeless persons with HIV (Foley House); 15 alternative housing vouchers for low-income individuals with disabilities. The Provincetown Housing Authority was successful in negotiating an increase in the number of AHVP vouchers from 10 to 15 with the Department of Housing and Community Development.

The Provincetown Housing Authority continued to work with the Town of Provincetown regarding the transfer of Tax Title property located at 951R Commercial Street approved by the 2005 Annual Town Meeting. The property transfer was approved for the Provincetown Housing Authority to develop low-income affordable housing. The Provincetown Housing Authority and the Board of Selectman successfully submitted an application to the Provincetown Community Preservation Committee for the acquisition of private land owned by Cumberland Farms for development of affordable community housing. The Provincetown Community Preservation Committee approved 1 million dollars of Community Preservation Act funds for the acquisition.

The Provincetown Housing Authority Board and staff participated in the development and implementation of the Housing Summit held September 21, 2006. The Provincetown Housing authority approved \$15,000.00 in funding for the Housing Summit from the Provincetown Affordable Housing Trust Fund. The Provincetown Housing Authority Board and staff assisted the Town of Provincetown to address and fund the immediate housing crisis confronting the citizens of Provincetown. The Provincetown Housing Authority Board approved \$20,000.00 funding from the Provincetown Affordable Housing Trust Fund to be expended by the Interfaith Council to assist residents of Provincetown affected by the housing crisis and at risk of losing their housing. Applications for the Authority's elderly, disabled, and family housing programs are available at the office or by calling 487-0434. Applications for Foley House are available by calling 487-6440.

There were no staff changes in 2006. Margaret Carroll-Bergman and Arturo Alon resigned as Commissioners for the Provincetown Housing Authority in 2006. George Bryant continued to serve as a member of the Board of Commissioners. Nancy Jacobsen was appointed by Governor Mitt Romney to serve as the State Representative to the Board of Commissioners for a term to expire July 2011. The Board of Selectman appointed; Molly Perdue, Pam Parmakian and Harry Opsahl-Gee to serve on the Board of Commissioners for the Provincetown Housing Authority. The Provincetown Housing Authority is committed to its role as advocates for affordable housing and supports the goal of the Provincetown Selectmen to address the housing crisis confronting the Town of Provincetown.

*Respectfully submitted,*

**Patrick J. Manning**

Executive Director

### **Local Housing Partnership**

The Local Housing Partnership issues Affordable Housing Permits. This includes establishing criteria to evaluate affordable housing proposals and prioritizing affordable housing goals.

Affordable housing is among the most critical issues to the future and viable development of Provincetown. A grass roots effort to work with all stakeholders resulted in a Housing Summit facilitated by John Ryan. These groups included citizens across the spectrum of our community. Some of the outcomes include finding ways to staff or fund an affordable housing office. We are anticipating funding a consultant with \$20,000 from the Affordable Housing Trust Fund to a start this process. At Special Town Meeting on November 13, 2006, Article 12 was overwhelmingly passed because of its intent and the percentage of affordable/ community housing that would come back to the town, now known as section 4170 of the zoning by-laws.

**4170 Change of Use** Any change of use on a lot from a non-residential use to a residential use, or a boarding, lodging or tourist homes use, to a residential use regardless whether other Special Permits or Variances are required, must comply with the following conditions:

- i. Such change of use shall be authorized with a Special Permit from the Zoning Board of Appeals as provided for in Section 5300, which may require a Development Impact Statement as specified in Article 5, Section 5331.
- ii. Obtain a finding of compliance with Title V of the State Sanitary Code, as determined by the Board of Health, such compliance to be certified by a Registered Engineer.
- iii. Such change of use resulting in the creation of five (5) or more dwelling units shall be required to set aside a minimum of 33% of the total number of dwelling units for affordable housing as defined in Article 1 of these By-laws.
- iv. The project must comply with the provisions of Article 4, Section 4100.
- v. None of the above shall relieve the applicant of complying with other provisions of these By-Laws.

I would like to encourage all those who are participating in the affordable housing problem that exists in this town to continue to work toward the solution to end this crisis.

*Respectfully submitted,*

**Arturo Alon**

Chair

### Board of Library Trustees

New challenges and experiences marked 2006, the first full year residing in our 'new' Library at 356 Commercial Street. The welcome mat was out, word spread, and the people came!

As the number of patrons and visitors to the Library jumped 72% to 149,483, we were challenged to address a plethora of procedural and policy issues that accompany such a dramatic increase in patrons. Overseeing a space triple that of

the Freeman Street building required new and thoughtful approaches to providing flexible but firm guidelines for use.

The statistics cited above reflect the challenge for us and the staff to fulfill our commitment to the fundamental importance of providing our community with a gathering space – a place to read, meet and discuss all sorts of literature; a place to listen and interact with others, whether through author readings, exhibits, or events; a place to pursue the wide world of information made possible through the Internet and a myriad of other sources. Implicit in this challenge was the knowledge that our residents are hungrier than ever for the variety of books, materials and technologies that will meet the needs of our 21<sup>st</sup> century information society. Finally, our challenge continues to maintain and improve a facility that is accessible to persons with varying physical abilities – a vital resource center for everyone.

### **Resource Development**

A library is a major part of any community's foundation and, thanks to our many donors, Provincetown now has one of the most beautiful libraries in the country. Since 2001, more than 1,380 donors from 37 states, as well as Canada and the United Kingdom, have responded to the Library's Building Fund appeals, with a total of \$1,294,172 in cash gifts, pledges and grants. A high percentage of these supporters have given multiple times.

Thanks to our donors, we were able to install a walkway to the front door on Commercial Street in 2006. And, we extend our many thanks to the work crew members of the Barnstable County Sheriff's Office's Community Service Program who were key to completing this project. At the same time, we began working on our goal to restore/reconstruct the historic Belfry; we expect to put it out to bid in early 2007, with a contract awarded in the Spring. A leadership gift from Michael MacIntyre and a major grant from The Hiebert Charitable Trust, along with smaller private gifts restricted to this project, are making this component of the rebuilding project possible. If all goes according to schedule, we expect to raise the Belfry to the top of the Library in the Fall of 2007.

Considering that we are a public institution, it is a credit to our donors that we are accomplishing this unique project. With the interest and gifts of folks in Provincetown, and all over the United States and beyond, we have demonstrated a perfect example of a grassroots campaign. We have surely made history in Provincetown!

Boosted with a \$2 million State Construction Grant and a \$1 million Town contribution, we designed a \$1.6 million private gift campaign to support a viable building project; a project that, from the very start, has been characterized by the hard work and integrity of a committed group of community volunteers and a Library

Director with exceptional talent, expertise and energy.

The challenge is to continue the fundraising momentum as we look toward other aspects of the Building Project. This includes the exterior: 1) restoration/reconstruction of the decorative façade; 2) painting the building; and 3) completing the landscaping.

Finally, we look forward to building out the Lower Level, which will house the Library's Main Collection, allowing for the expansion of the various Special Collections throughout the Library.

### Special Events

**The "Rose" Sails Again:** One of the most exciting events occurred in the Spring when we brought the sails of the *Rose Dorothea* out of storage and had them installed at full hoist. At the same time, the historic Lipton Cup was cleaned and installed in a custom designed and alarmed case on the Main Floor, thanks to the effort and expenditure of the Town's Visitor Services Board.

**Lipton Cup Celebration:** Meanwhile, in cooperation with the Town's Office of Tourism Director Bill Schneider and in partnership with the Pilgrim Monument, we hosted the Town-sponsored Lipton Cup Celebration on June 14. Held in the Library's Reading Room and Main Floor, the event was open to the public; it attracted an overflow crowd of more than 200 guests. The event marked the beginning of the Centennial Year of the Lipton Cup, won in 1907 by the Provincetown schooner "*Rose Dorothea*". Approximately 70 of the invited guests included members of the Francis "Flyer" Santos Family, as well as the families and descendants of the Provincetown Schooner "*Rose Dorothea*" owner Captain Marion Perry and its skipper Captain John Watson. Significantly, the celebration marked the date of the incorporation of the Town of Provincetown on June 14, 1727. Declaring it an annual event, the Board of Selectmen agreed to recognize June 14 as "Provincetown Heritage Day". Speakers included Francis "Flyer" Santos, who headed the team that crafted the 66.5-foot half-scale model of the "*Rose Dorothea*" that is the centerpiece of the second floor Children's Library; Board of Selectmen Chair Cheryl Andrews; Historian Josephine Del Deo who was instrumental in establishing the Provincetown Heritage Museum; and Trustee Edward "Mick" Rudd. Selectmen and Historian Richard Olson, who appeared as a personification of Sir Thomas Lipton, stood on the bow of the "*Rose Dorothea*" model and offered a theatrical rendition of the famed Sir Thomas.

**Alice Joseph Honored:** On April 24, the Trustees and Staff hosted an afternoon Tea to honor former Librarian Alice Joseph, who passed away on May 21, 2004. Given by Alice's family and friends, the occasion marked the dedication of the "Alice Joseph Memorial Reading Corner", recognizing her contributions to the Library as well as marking her birthday. Alice served as Librarian from 1965—1982.

**Packard Gallery Reception:** On Friday evening, September 8, more than 100 guests joined together to celebrate the Library at the Fifth Annual Packard Gallery Reception. Thanks to the generosity of Artist Anne Packard, who once again hosted the event and offered one of her paintings as a Silent Auction piece, we realized a \$21,000 addition to the Building Fund.

### **Art Commission**

Since opening our doors in April 2005, the Town's Art Commission has hung more than 20 works of Town art in the Library, many of which have been in storage and never seen by the community.

Thanks to the intelligent and thoughtful guidance of Stephen Borkowski and Peggy Prichett, the Commission has identified pieces appropriate for the venue and spaces in the new Library; then it had the pieces cleaned, reframed and hung throughout the building with great care. We are ever grateful for the privilege of enjoying the depth, scope, beauty and history represented in these works.

### **Trustees**

After more than six years as Library Trustee, Chair Marcia Fair submitted her resignation in November in anticipation of a move out of the area. Lyn Kratz was appointed to fill the seat until the May 1, 2007 election, when she will run for the two-year balance of the term.

Lyn brings to the Board a high degree of education, knowledge and experience in media, technology and library science. Her most recent position as Electronic Resources Librarian at the University of Pennsylvania's Lippincott Library of the Wharton School, underscores her wide range of organizational and managerial abilities in addition to her writing and research skills. She will be a valued asset to the Board and its work going forward.

Meanwhile, Marcia was recognized for her past seven years involvement with the effort to move the Library into a new and larger space. Most notably, her participation on the Construction Committee for the restoration/reconstruction of the Center Street building and her leadership of the Capital Building Campaign were cited with thanks. The community of Provincetown is fortunate to have leaders of Marcia's caliber in its midst who are willing to step forward when their expertise and talents are essential to handle a project of this size and complexity.

In the Board reorganization, Edward "Mick" Rudd was elected Chair and Paul Benatti was elected Vice Chair. Carol "Cj" Noyes continues as Secretary. Cathy Metzger completes the Board roster along with new Trustee Lyn Kratz. In October, the Trustees welcomed Jean Jarrett, long-time resident of Provincetown and an On-Call Staffer at the Library, as the Board's On-Call Secretary.

**Budget**

Budget-wise, we are doing what we do best – keeping expenses down and increasing services. However, the challenge of increased Library usage as well as the demand for additional services will require a request for a budget increase for FY 2008.

Considering that we are open seven days per week for a total of 48 hours, our budget over the past several years has remained at a mere 1% of the total Town budget. It is important to note that the Library is open more hours and welcomes more folks in the community than that any other public facility in Town. This, in turn, requires adequate funding to assure the safety and security of not only the patrons themselves, but of the facility.

The Trustees, along with our Library Director, continue to take seriously the fiduciary responsibility toward our Town residents.

**Special Thanks**

Once again this year, we extend our thanks to Library Director Debra DeJonker-Berry. Instrumental in every aspect of “library” in its very broad sense as well as in the daily operations of our fine Library, Deb works tirelessly to assure that plans are laid, managed well and carried out, goals met. Her inclusive manner, creative mind, and technical skills and knowledge have been the key to moving this new Library forward.

In addition, we offer special thanks to the very hard work and contributions of a dedicated Staff – both full-time and on-call folks, who always make patrons and visitors feel welcome, who provide assistance with a wide variety of Library materials, and handle some of the most challenging aspects of a heavily used institution.

Finally, thanks to the scores of volunteers who work tirelessly on behalf of the Library, and to the Trustees – both past and present – who lend their minds and hearts to this great Library love affair. Here in Provincetown, we have learned to make music together, to play it our own way, and are now engaged in interpreting our life together in a new space.

*Respectfully Submitted,*

**Marcia Fair**

Chair (January—November, 2006)

**Edward “Mick” Rudd**

Chair (November, 2006 to Present)

## Library Director

Reflecting on the first complete calendar year in our new Library building, I am immensely proud of the many accomplishments made by the Library Staff, Trustees, Volunteers and members of our community at large and will attempt to describe many of them below. Over the coming months, the Library Trustees and I will work towards raising the funds necessary to complete the Library's renovation, including the repair and reinstallation of the belfry, restoration of the intricate façade, landscaping, painting and completion of the Lower Level.

### **Grand Central Station**

This summer, the Library often felt as though it was the hub of a major railroad station instead of a quiet public Library. The completion of a temporary stairway access way from Commercial Street brought an unanticipated leap in visitor statistics. The total number of patrons visiting the Library in 2006 was 149,486!

### **Library Programs**

The Library held several series of Reading and Book Discussions including a Short Story Read Aloud series, led by Library Operations Director Karen MacDonald and Volunteer Joan Barron. The Supporters of the Library and The Wired Puppy hosted "Genius Loci," a Winter series of readings by Karen Krahulik, Norris Church Mailer and Mary Oliver. This Summer, the Library co-hosted a series with Mark Leach and Now Voyager Bookstore. The authors represented included Bill Schneider, Jonathan Silin, Stephen McCauley, Harlyn Aizley and Alex MacLennan. For Women's Week, the Library hosted author Sandra Faiman-Silva, and Karen MacDonald presented a special Story Hour "Bed-time Stories for Women of All Ages."

### **"Out at the Library"**

In May, the Library hosted a traveling exhibition from the archives of the James C. Hormel Gay & Lesbian Center at the San Francisco Public Library. The exhibit offered a unique look into the Hormel Center collection and demonstrated how important archives are to maintaining the legacy of the gay, lesbian, bisexual and transgender communities. Reproductions of photographs, documents, and objects provided residents and visitors alike an extraordinary historical perspective on the LGBT community.

The Pilgrim Monument prepared two interpretative panels and one exhibit case to coordinate with the Lipton Cup Celebration on June 14<sup>th</sup>. These panels help Library Staff present the *Rose Dorothea* model, the Lipton Cup, and the story of the fishing industry to the public in a concise way. In addition, the Seamen's Bank Long Point Foundation funded the restoration and re-framing of three

original photographs of the *Rose Dorothea* and the Fishermen's Cup race from the Heritage Museum Collection. These photographs are now permanently hanging in the Library.

Karen MacDonald's years of research and collecting were rewarded when the Massachusetts Foundation for the Humanities recommended funding her grant request for \$5,000 to produce an educational short-film about the *Rose Dorothea*. We look forward to a preview in the Spring of 2007.

The Library partnered with and received support from many local organizations and Boards. Of special note is the support from the Visitors Service Board enabling the Library to hire Richard Days to help maintain the public Rest Rooms.

Steven Borkowski, Peggy Prichett and the Provincetown Art Commission continue to install masterpieces from the Town Art Collection on the Library walls. To date, there are nineteen paintings that have been restored and reframed.

### **Children's Programs**

Storyteller Linda Schlechter continues to lead the "Born to Read" Program, funded through a grant from the Cape Cod Children's Place, at the Library in the winter and at St. Mary of the Harbor Episcopal Church during the summer. Volunteer Maria Andrews was a great help to Library Staff by organizing supplies and providing another set of hands. In addition, Renee Gibbs-Brady, Susan Packard and Volunteer Sarah Frisco offered Story Hours for children on Wednesday and Saturday mornings. This year, the Summer Reading Series theme was "What's Buzzing at your Library?" Children's Librarian Renee Gibbs-Brady, Susan Packard and Gwen Eiger collaborated to present "the Bug Club" on Monday evenings in the summer. The Summer Reading program was generously funded by the Friends of the Library. On Friday mornings at the Library, Staff Member Martha Hyams offers a very special Story Hour for Beth Francis' Kindergarten class.

### **Technology**

The increased demand for technological services put a heavy strain on Library staff and on the equipment itself this summer. As a result, the Friends and Supporters of the Library funded a complete upgrade of all the public and Staff computers. MIS Staff Beau Jackett and Lynne Martin judiciously evaluated each computer to determine if the equipment could be upgraded with additional memory or should be replaced. In addition, they upgraded the Library's wireless network and installed PC Reservation software on each public machine. The Library Staff is looking forward to being able to provide more access next summer while knowing that the Reservation software will control time slots so that every patron has fair and equal access to the equipment.

**Statistics**

No annual report would be complete without a presentation of statistics. The collection contains 32,973 items. There are 4,790 registered borrowers. 149,483 people visited the Library to borrow materials, attend one of the 176 children's and 56 adult programs offered.

**Thank You**

It is impossible to list and thank every person, including Staff, Trustees, Senior Aides and Volunteers, who help make this new Library run so smoothly. Thank you to the Friends of the Library for their weekly Summer Lower Level Book Sales; the Supporters of the Library for funding the Capital Campaign; Alexandra Smith, for organizing the Tax Form Center and the new Friends' Lower Level Book Sales; Front Desk volunteers Lee Ciliberto, Marian Roth and Jeannette Bragger; Ann Cartwright and Robin Robbyns for organizing the local history files; Sandy Fay, Bob Gaudreau and Deborah Lee Ambroseno for their help with computer design, Maghi Geary and the Provincetown Florist for the flowers and so much more; Elspeth and Tony Vevers for their research on the Town-owned art collection housed in the Library; and Anna McGovern, Ken Wozniak, Margaret Richter, Michael Leger, Erin Oliver, and Channing Wilroy for shelving.

**Library Trustees**

Chair Marcia Fair retired from the Board this fall. While the new Library building is the result of the generosity and hard work of so many, Marcia's service to the Library and this project stands alone. She gave to the building project and the Library her time; her expertise in fundraising, grant writing and project management; her determination and her very good practical sense. Besides the many professional skills she taught me, Marcia showed me how to be patient, to listen better and to be strong. Marcia continues to volunteer helping with the Capital Campaign and to serve on the Trustees Building Committee. The Library is a richer place because of her.

I continue to be grateful to the Library Trustees, Staff, Volunteers and Patrons whose belief and support for both this Library and Community make coming to work each day a pleasure.

*Respectfully submitted,*

**Debra DeJonker-Berry**

Library Director

<b>Recreation Director</b>
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2006 was a year of changes for the Recreation Department / Community Center. The biggest change came when Dennis Clark announced his retirement in April. Dennis served the youth of Provincetown admirably, sharing his talents in theater and on a variety of athletic playing fields for 18 years. In December, Recreation

Commissioner Robert Cahill served 3 consecutive terms and had to step down due to term limits. We have appreciated his unfaltering support and advocacy and look forward to his continued service as a little league coach. We welcomed to the Commission Cass Benson and Bronwyn Malicoat. Treg Kaeselau, Susan Cook and Jill Macara continued their excellent service on the Commission.

As the new Recreation Director it has been a bit disheartening to hear people say to me, "I didn't know there was a community center in Provincetown" or "I have never been inside that building!" It is a personal goal this year to move us back into the mainstream. Provincetown *does* have a Community Center! You don't have to be a kid to drop by for a game of pool or ping-pong, or to use the new wifi system or renovated gym. There is lots to do and always more on the way!

This past year was successful for our young athletes. Children from kindergarten through sixth grade participated in soccer, basketball, baseball, t-ball and softball throughout the school year. The goal of these programs is to have a safe place to learn fundamentals and participate in some friendly competition with Truro, Wellfleet, Eastham, Orleans, Brewster, Chatham, and Harwich. The soccer field on Jerome Smith Road was utilized for the first time this fall. It was great to have a home of our own for the season.

The summer of 2006 was magnificent! Our summer program thrived with an average of 45 participants a day ages 5-13. The summer staff proved to be one of the most motivated, creative and unified I have experienced in my tenure here. Weekly classes of theater and dance were added into our regular fun filled schedule and both were well received.

The 4<sup>th</sup> of July parade was a great kick off to the celebration. Stevie Roderick, Sandy Turner and Gary Delius helped to coordinate everyone at the Cape Inn and also expertly executed the difficult task of judging the 30 some odd floats. A special thank you to Marcene Marcoux, who, as one of our Grand Marshals, really hustled up some terrific entrants into the parade.

An adult kickball league was formed over the summer, playing on Tuesday nights. This led to the creation of the first Drag Kickball Game, a Benefit for the Community Center. It was an afternoon of sun, laughter and terrific energy. Everyone is looking forward to a rematch in 2007. The event had fantastic media coverage, even landing us a spot on the Fox Morning Show. Thank you to all the entertainers and sponsors who helped make this event so spectacular.

Our fall event proved to be quite an undertaking. A strong partnership with the Knights of Columbus allowed us to have a skate competition at the Provincetown Skate Park. Despite the chilling wind the day was crystal clear and the contest enticed about 35 competitors and lots of fans.

There has been a tremendous spirit of working together these past few months. I appreciate all the support and cooperation from other departments in getting the center full of life again. My thanks to Sandy Turner for working with me to get the fence and gate around the perimeter that has been so long overdue. Tony Lemme, Steve Martin, Nathan Herrick, & Anthony Kalantzis, from DPW gave the exterior a much needed facelift. Highway Department personnel Ray Duarte, Paul Roderick, Craig Martin, Dennis Santos, John Watson and Mims Sparks helped haul and move an awful lot of heavy equipment. And thanks of course to David Guertin, who makes it all happen.

In November Laurie Roles was hired as the Assistant Recreation Director. She has jumped in with both feet and taken the lead in renovating the gym and bringing teen night back from its dormant state. Laurie is a positive and energetic addition to the department.

Groups that used the Community Center throughout the year include: Family Week Volunteer Training, Provincetown PTA, USCG Auxiliary, Swim for Life, Visitor Services Board, Outer Cape Health Services, Highland Fish and Game, Town of Provincetown Employee Benefits, American Legion Ladies Auxiliary, Cape Theater Inc, Outer Cape WIC, Provincetown Fringe Festival, Friends of Provincetown High School Booster Club, and Housing Summit break out groups. Add your group here in the 2007 report!

I would like to acknowledge the hard work of those who give of their time and energy to make our programs and events successful: Cynthia Packard, Kate Burns, Aaron Hobart, Patrick and Shannon Patrick, John and Joy Reis, the School Department, Susan Packard, Jaima Giaquinto, Deb Trovato, Terese Nelson, Jerry Costa, Karen Silva, Debbie Silva, John Hanlon, Lucy Hamilton, David Flower Productions, Provincetown Portuguese Festival, Knights of Columbus, Daniel Ortega, and Kevin Duthie.

I invite and encourage you to drop by the Center at 44 Bradford Street. Come in to see our beautiful Provincetown mural painted by Anne & Cynthia Packard. Hang out, relax, shoot pool, play ping-pong, chess, backgammon, use the wifi or the gym. *Learn how to play!* Plato said “You can learn more about a person in an hour of play than you can in a year of conversation.” If we all took a few minutes to let go, play and have fun each day we could open our hearts and our minds to each other —and what better place to start than at your community center.

*Respectfully submitted,*

**Tracy Trehella**

Recreation Director

## Veteran's Agent

The Veterans Services Officer conducts investigations, processes paper work, and provides counseling and referrals for veterans and widows and dependants. Four veterans, widows, or dependents received benefits in 2006 and the total benefits distributed equaled \$10,862.00. The Town is reimbursed 75% of these funds from the state. I received my appointment May 1, 1979 and will be retiring on December 31, 2006. As of January 1, 2007 the District Veterans Services will be assuming the responsibilities of the Town of Provincetown Veterans Services. I want to thank the Council on Aging for their never ending help and the Town of Provincetown for letting me serve the Veterans of this town.

*Respectfully submitted,*

**Earle H. Chaddock**

Veterans Services Officer

## Visitor Services Board

The Visitor's Services Board (VSB) is pleased to submit its annual report for 2006. Previously, the VSB has used room tax revenues as a tourism indicator. However, with the recent conversions of guesthouse beds, the room tax revenues are no longer an accurate reflection of tourism in Town. Although the room tax revenue receipts were down for the first three quarters of the year, many tourists continue to enjoy all the Provincetown has to offer.

Consistent with the past several years, receipts reported by Cape Cod businesses and merchants were mixed, with most reporting flat to off. However, Provincetown, again out-performed the Cape overall, with mixed results for individual businesses.

The VSB is charged with developing, coordinating, and implementing a long-term comprehensive plan to enhance tourism year-round and oversee expenditures of the Tourism Fund. In response to that directive, and in keeping with its mission statement and goals, the VSB has made major strides this past year to respond to the current trends in tourism. Following last year's underlying theme of collaboration, significant improvement in communication between the VSB, Office of Tourism, various local business organizations and tourism-related businesses, our travel partners and other Town Boards has been accomplished during the year. The VSB will continue to develop a cohesive and cooperative approach among these businesses and organizations in marketing a focused and enhanced image of Provincetown that is consistent, non-redundant and unifying. With the goal of becoming a leader in strategically marketing and promoting Provincetown, the VSB has implemented several cross-promotional opportunities that have been enhanced by an aggressive website presence and media campaign.

Strategic cross-promotional efforts were implemented by producing the One-Day Museum Pass with three Provincetown cultural institutions and collaboration with Amtrak and Cape Air, resulting in a value-added promotional fare. Boston Harbor Cruises displayed tent cards promoting the Portuguese Festival; Bay State Cruise Company's chief marketing officer attended the Travel Industry Association's annual trade summit, supporting both the Cape Cod Chamber of Commerce and Provincetown Tourism Office; Cape Air partnered with the Tourism Office at the annual New York Gay and Lesbian Travel Expo; the Portuguese Princess introduced sunset dinner cruises and the P-Town pass. Additional travel partnerships are underway with Air Canada, American Airlines and Jet Blue, which will provide the Tourism Office with greater visibility throughout California, Florida, New York, Toronto and Washington, DC.

During the past year, adjustments to the media plan were made to include regional markets where three recent surveys indicate a significant percentage of Provincetown visitors resided. An aggressive Internet advertising campaign to promote Provincetown was launched last year. The Tourism Office website is now among the top three web addresses offered via Internet search engines. Following the recommendation of the VSB, the Administrative Director of Tourism implemented a partnership with local business owners by providing website links from the Tourism Office website, generating traffic to local businesses that do not have the funding source for advertising and marketing.

Cutting edge advertising campaigns portray a multitude of Provincetown images, capturing a glimpse of the natural resources that surround us as well as our unique trademarks, which have been recognized by the National Trust for Historic Preservation, Out Traveler and Planet Out's "Out and About" travel awards.

The image of Provincetown has been refreshed with a new trade show booth and display banners, providing consumers and travel industry professionals with an enhanced image of the Town. Through the efforts of the Town's public relations firm, FOCUS Communications, Provincetown was featured on several television programs including Fox25's "Zip Trip" broadcast live from Town Hall, a segment featuring art venues on WGBH, Cn8, and "Let's Shop," a Canadian television show that will be broadcast on CNBC. Additionally, the Tourism Office hosted 16 journalists and travel writers resulting in numerous published stories in well-known media such as the *New York Daily News*, *HotelChatter.com*, *Westchester Magazine*, *Privilege Magazine*, *Canarsie Courier*, and *Parentguide*.

The VSB, working with the Tourism Office and FOCUS, produced two promotional documentaries (VNR) featuring Provincetown arts and history, which provides news and other media outlets, travel writers and travel promotion shows with broadcast quality footage for feature stories. In addition, these videos are featured on the Town's Tourism Office website ([www.provincetowntourismoffice.org](http://www.provincetowntourismoffice.org)).

The VSB and Tourism Office hosted the eighth annual Tour Guide Appreciation Day, a day-long event to honor motor coach tour guides, which included cross promotion with business/cultural institutions. One of the exciting results of this event was the announcement by the bus tour operators that they will be showing the arts VNR during their motor coach trips to Provincetown.

Following the success of last years cruise ship visit by R-family cruises, the VSB collaborated with the Chamber of Commerce and Provincetown Public Pier Corporation to develop a marketing proposal to attract smaller cruise lines to Provincetown.

In addition to significant marketing efforts this past year the VSB has also been busy with Town enhancement initiatives such as the VSB-funded Town-wide celebration of the relocation of the Lipton Cup to the Provincetown Public Library, funding of the reprinting of an updated wheelchair accessibility brochure, decorating Town hall and replacing the holiday lights with energy efficient LEDs, and implementing monthly clean up of the Town beaches and Route 6 with the Barnstable County Sheriff's Office, at no cost to the Town.

Using one of our most valuable resources, the VSB and Tourism Office introduced a new initiative: having senior volunteers welcome visitors to Town Hall during the peak summer months. With the generous donation of brochure racks from the Provincetown Public Library, the display of promotional materials has become more inviting for visitors.

In collaboration with the Chamber, Family Pride, PBG and School Committee, the Tourism Office and VSB are exploring options to introduce a Town Fair during Family Week next year, with the recommendation that the revenues generated from this event be placed in the Fourth of July Fireworks Gift Fund to help defray expenses associated with the Town's annual fireworks display.

The VSB also initiated a communication campaign to promote the myriad of year-round activities to our part-time residents and generate off-season visits to boost our economy and began discussions with a farmer-marketer to resume a more comprehensive Farmers' Market, which will return to Provincetown this summer.

Tremendous efforts have been made to improve the appearance of the storefront windows during the shoulder and winter seasons. Through an initiative implemented last year by the VSB, local students and artists have collaborated to produce an assortment of artwork depicting Provincetown's heritage and culture, which has created an outdoor strolling art gallery. This year the FAWC joined the activities by adding their own wonderful talents to the efforts.

The VSB will also focus its efforts on enhancing the visitor's experience while in Provincetown. The VSB began work on the Heritage Walking Trail that will encompass the Town's heritage, arts and culture. The VSB also continued work to finish the Waterfront Park Project, incorporating the AIDS Memorial and Art in Public Places projects. Both of these initiatives are being approached on a public/private basis and are being accomplished through collaboration with organizations such as the Beautification Committee, Cultural Council and Provincetown Historical Commission. The VSB will also be looking at opportunities to make visiting Provincetown more enjoyable, such as additional bike racks, more restrooms, benches and trash receptacles in the East and West Ends of Town.

During the upcoming year, the VSB will complete their work on the Waterfront Park project. Working with Town and community groups, the "greening" of the waterfront will include beautifying the area around the Municipal Parking Lot, providing an area of respite and reflection for residents and visitors alike. The VSB will develop the first phase of an Historic and Cultural Trail during this year, and is continue to develop information that will help bring this project to completion. The core promotional grants partially funded by the Tourism Fund continue to support wonderful off-season events, including the Provincetown International Film Festival, Great Provincetown Schooner Regatta, Portuguese Festival, Woman's Week, Provincetown Dance Festival, Holly Folly and the annual Swim for Life. Special thanks to the innkeepers, restaurants, shops and service providers who assisted in making these events successful.

Recognition is given to the Provincetown Chamber of Commerce, the Provincetown Business Guild, and Administrative Tourism Director Bill Schneider for all of their collaborative efforts. As a result of all these tourism-related activities, a significant number of published stories about Provincetown appeared in major publications.

The upcoming year will be focused on working to bring the tourism stakeholders together in a cohesive manner to better use the resources at hand to market Provincetown and improve the visitor's experience.

Improvement to Provincetown's tourism infrastructure needs to be addressed to maintain and grow Provincetown's economic base. Without this attention, Provincetown will become a second rate visitor destination rather than a premier destination. The competition is fierce and the marketing done by the VSB through the Tourism Office will only go so far if the visitor's stay is not enjoyable and businesses leave Town. Areas of concern include the following:

- how to keep businesses in Town;

- initiatives/incentives to attract new businesses, including accommodations;
- incentives for businesses to stay open longer;
- enhanced services such as restrooms, bike racks, benches and visitor centers;
- improved environment, including clean streets and beaches, more garbage cans and pickups; and
- enhancement of our waterfront, and amenities for our boating visitors.

The VSB is committed to working with the Town government and committees to find ways to implement infrastructure improvements. Just as important, the funding source for marketing the Town is dwindling and renewed efforts need to be made to determine additional revenue sources, such as room tax revenue from short term condominium rentals.

*Respectfully submitted,*

**Lynne Davies**

Chair



This marks the completion of another safe and successful year at our Municipal Airport. The only current project is the ongoing environmental assessment, done as part of the revision of our ten-year master plan, as mandated by the Federal Aviation Administration (FAA). This plan will detail needed maintenance and other improvements to keep the airport in compliance with all regulations, as well as remaining sensitive to the needs of our location within the boundaries of the National Seashore.

We voted to implement a landing fee system last summer; however the program has not begun due to the problem of erecting the surveillance equipment within environmental rules. Our consultants are currently addressing this problem, and we expect the system to be operational before the peak traffic of the summer of 2007. The fees accrued will help to support the airport's annual budget.

We continue to enjoy reliable, safe, and convenient air service to Boston from our regularly scheduled carrier, Cape Air. The opening of the new runway 14-32 at Logan International Airport has improved the problem of delays when certain wind conditions prevail in Boston, and we have managed, in cooperation with MassPort, and Cape Air, to get an exemption from a planned "peak hour" pricing scheme at Logan.

Our local facility continues to provide a welcoming environment to travelers, as ably directed by long-time airport manager Arthur “Butch” Lisenby, and his staff. The commission notes the retirement, due to term limits, of long-serving Chairman Dick Silva; and wishes to express our sincere gratitude for his nine years of service.

We would also like to thank the Town, the FAA, the Massachusetts Aeronautics Commission, and Dan Wolf, of Cape Air for their continued support and contributions to another productive year.

*Respectfully submitted,*

**Leonard H. Alberts MD**

Commissioner

### Beautification Committee

In Fiscal Year 2006 the Beautification Committee devoted most of its funds to plants and flowers. In addition to purchasing the flowers for Lopes Square and across the street from the Post Office, which Jennifer Crooks’ *Garden Renovations* crew voluntarily planted, we also bought six large Leyland Cypress trees, which Tony Lemme and his crew planted for us on Jerome Smith Road, to further shield the street from the parking lot. During the year we were contacted by the Council on Aging about new shrubs to enhance the landscaping at the Grace Gouveia Building. We were happy to be able to purchase them, and once again Tony and his crew did the hard part. This year we look forward to continuing to plant trees and shrubs where needed on town property, and to working with the VSB and other groups on the renovation of the Waterfront Park.

*Respectfully submitted,*

**James Mack**

Chair

### Conservation Commission

The Provincetown Conservation Commission’s responsibility is the administration, implementation and enforcement of the Massachusetts Wetland Protection Act, the local Provincetown Wetland By-law and its regulations.

The Commission is comprised of 5 full members and 2 alternate members. During most of the year the Commission had 1 full time vacancy and had one new member appointed. The Commission meets twice a month on Tuesday evenings at 6:30 p.m. in Town Hall. Meetings are posted and public comment is welcome before each meeting agenda. During 2006, the Commission heard 21 Notices of Intent, 13 Determinations of Applicability, granted 6 Certificates of Compliance, 1 Amended Order of Conditions, 1 Administrative Review, 1 Extended Order of

Conditions, 2 Emergency Certifications and issued 1 non-criminal citation, and 7 enforcement orders. The Commission settled out of court on a decision that had been contested from 2005.

The Conservation Commission engaged in many special projects, several of which are ongoing. The Shankpainter Pond passive recreation developments continue to be implemented with the Open Space Committee and the Provincetown Conservation Trust; the Commission approved the second Natural Art Exhibit at Shankpainter Wildlife Sanctuary; participated in Bio-Diversity Days; aided in the Town's Open Space and Recreation Plan update; supported the purchase of 74 Harry Kemp Way as Open Space and Conservation land through the Self-Help Grant program; worked with the Harbormaster to submit a grant application to the Massachusetts Estuaries Project for funding to study water quality in Provincetown Harbor and Hatches Harbor as well as several other water bodies in the area. The Commission held discussions on Mills Pond, Herring Cove beach, nourishment of Town beaches, purple loosestrife management, storm water drainage projects and land management planning for conservation and open space properties.

The Commission was managed by Conservation Agent Erica Lerner two days a week for most of 2006. The agent was employed through a cooperative agreement with the Town of Barnstable and roved between Provincetown, Town of Barnstable and the Town of Bourne. The Commission also receives in-kind services from the Department of Community Development. Brian Carlson, the Town's Health Inspector, has contributed to the Commission as a liaison since August 2005 in addition to his prerequisite Board of Health duties and he is fully certified by the Massachusetts Association of Conservation Commissions (MACC). Commission member Dennis Minsky is presently undertaking the certification training.

In 2006, the Commission implemented several new regulations promulgated under the Wetland Protection Act and local Provincetown Wetland By-law. These regulations are in effect and aid the Commission and the community in preserving environmental integrity and values essential and important to the protection of wetlands and wetland resource areas. The new regulations are: Definitions, Article 1: Beach Access/Parking; Harbor Beaches; Article 2: 50 Foot Buffer; Article 3: Administrative Review; Article 4: Vista Pruning Regulations; Article 5: Wetlands Protection Violations; Article 6: Conservation Land Use; Article 7: Beach Cleaning; and new fees.

The Commission also implemented the Wetland Protection Fund, a revolving account for Wetlands Protection filing fees. Additional fees took effect on May 1, 2006 whereby the Commission requires fees to be paid under its local by-law in addition to fees paid under the State Act. The local fees are: \$100.00 for Notice of Intent, \$100.00 for Determination of Applicability and \$50.00 for Administrative

Review. These fees are used to support the Conservation Commission in its mandate to effectively execute and implement the Wetland Protection Act and all local by-laws and regulations. The Commission appointed member Lynne Martin as Treasurer.

The Provincetown Conservation Commission looks forward to another productive year and encourages public participation as it works to implement the Wetland Protection Act and effectively manage all lands of environmental significance.

*Respectfully submitted,*

**Elaine Anderson**

Co-Chair

## Harbor Committee

The Provincetown Harbor Committee has met regularly all year. The Town voted overwhelmingly in favor of our revisions and amendments at the April Town Meeting. Due to a discrepancy with the Department of Environmental Protection (DEP) over the Chapter 91 amnesty and non-amnesty fees, however, approval by the State has been temporarily delayed. We are working with the DEP to resolve this issue and hope to have the amended Harbor Plan approved soon. We continue to process a record number of Chapter 91 license applications. Many of these are complicated and have required meetings with property owners, the public, DEP as well as engineers and lawyers. More work has been done on improving public access within the Chapter 91 process. We continue to try to balance the needs of the waterfront property owners with the needs of the upland community.

We are participating in a water quality estuarine project with the National Park and Town of Truro. If awarded, we will join other interested volunteers in 2-week sampling program throughout the summer aimed at solving our beach closure problems and providing additional information on nutrient loading. This project involves Provincetown and Hatches Harbors, East Harbor Lagoon (Pilgrim Lake) and the Pamet River System. We have also joined with the Cape Cod Bay Council in the process of applying to have our Harbor and Cape Cod Bay become designated a Federal "No Discharge Area" under the Clean Water Act and approved by the U.S. Environmental Protection Agency.

Our Annual Beach Clean-up was not what we hoped. Despite all of our best efforts to attract volunteers with food, games and prizes, the turnout was limited. The wet, windy and cold weather cut all efforts short. We have been fortunate to have the inmates from the Barnstable County Sheriff's Department come here and spend a day cleaning the Harbor beaches of trash and debris. We hope to set up a regular schedule of beach cleaning with the help of Police Chief Ted

Meyer and the Sheriff's Dept. Some businesses on the harbor need to become aware and take more active responsibility for the trash they generate. It is clear, however, that the job of keeping our beaches and town landings clean will require more than a volunteer effort. We are hoping to have the town DPW clean the beaches and town landings on a regular basis.

Our goal for 2006 of reclaiming Town Landing boundaries that have been encroached upon has not moved forward as quickly as we had hoped. This is a difficult process requiring a great deal of research and legal aid. We have recently received some helpful guidelines from CZM on how to proceed and we continue to see this as a major goal for 2007.

One new goal we have for 2007 is to become a regulatory board to afford us more authority in matters concerning our Harbor. We are often left out of the loop when other boards discuss and rule on matters that are within our purview. We also desire a closer working relationship with the Provincetown Public Pier Corporation. We are working toward having a beach-cleaning machine that would clean the debris and broken glass from our dry sand beaches. We have made mooring fee recommendations to Board of Selectmen in light of the controversy over residency status and reviewed recommendations of the Provincetown Public Pier Corporation. Our Harbor is the jewel in the crown of Provincetown and demands protection more than ever! We are prepared to accept this challenge in 2007 and beyond.

*Respectfully submitted,*

**Gerard Irmer**

Chair

## Department of Public Works

We are an essential service provider whose service delivery is from one of five departments. **HIGHWAY** this year transitioned to add the increased responsibility of RT 6 as part of the 10-year program of Town ownership. We are currently in year four of this program, which allowed the wastewater initiative to move forward since this former state land is where effluent beds are located. An increasing challenge for this department is the band-aid approach to maintaining town roads until such time we have full subscribership to our wastewater system or we agree that full optimization of wastewater has occurred. They also assist each year with contributing a town share of direct work on our drainage improvement plan. A plan that corrects and improves, thru a state funded grant program, two drainage systems each year. To-date, six drainage systems of twenty-four have been successfully corrected. One only has to walk down Atlantic Ave to the beach to see the success of this program. **WASTEWATER** has been and will continue to be a front burner initiative as expansion of the system is of critical

importance to those waiting for a sewer connection. The construction program started in 2001 with 340 properties anticipating a sewer connection. In 2003, when the treatment was completed and accepting flow, 480 properties were signed on. This year we can report there are 520 properties hooked up. Phase II, an area described as the Shankpainter Basin, will bring another 120 paying properties into the system. Making wastewater affordable, as well as available to those in need, will dominate our workload this year and the next at minimum. **WATER** continues to grab headlines as progress is made in our talks with Truro, location of our water sources, and talks with the Park Service continue. North Unionfield, a site identified as a potential redundant water source located in Truro with access thru the Park will undergo a half-million dollar testing program this year. This is the culmination of years of search, engineering and hard science as well as much discussion by the respective Boards of Selectmen, with participation by the Park Service, all under the mandates less gently being issued by DEP. We look to having a redundant water source on-line in 2009. Pumpage declined again this year as is reported in Growth Management. Our transition to radio read water meters to include meter replacement stands now at 1550 converted and replaced out of 3400 metered accounts we have in the system that serves all of Provincetown and parts of Truro. **BUILDINGS & GROUNDS** reports they participated in 3 burials and 2 cremations. This maintenance and construction team performed hundreds of work-orders, provided all custodial care for town owned buildings, has a summer program of three shifts for seven days a week litter barrel pick-up, and plants and maintains, under the direction of the Beautification Committee, those flowers at main intersections of town that magically appear each year. **SANITATION**, consisting of the combined efforts of Transfer Station operations and Sanitation Pick-up silently perform year round. While theirs is not necessarily a quiet operation, and again, the Growth Management Report does reflect a slight decline in tonnage, activity levels for this group range from an almost unmanageable level of activity in the summer to a more sane level in the off season performed in the worst of weather. We are licensed to handle 5,000 tons and remain under that threshold limit.

*Respectfully submitted,*

**David F. Guertin**

Director

### Water & Sewer Board

Water pumpage for 2006 was 264,550,978 gallons, representing a further 7.4% decrease from 2005's 285,583,216 gallons. Average daily pumpage declined to 723,272 gallons per day from 784,666 gallons in 2005. For the third year in a row the Town was in full compliance with its permit to withdraw up to 850,000 gallons per day.

In 2006 the Water Department made a couple of important changes. First, the Town contracted with Woodard & Curran to provide water superintendence services. Second, with the hiring of a full-time meter repair person, dozens of stuck meters were repaired or replaced. In addition, by installing an additional 582 radio-read meters, 48% of the department's accounts now have radio-read meters, which, as the project continues, will dramatically reduce the time needed to read meters and issue bills.

On the wastewater side, a sewer extension running down Shank Painter Road was constructed to serve a laundromat that is set to open in the spring of 2007. After nearly 20 years residents and visitors without access to laundry facilities will at long last have an alternative to making the 26-mile trek to Orleans to wash clothes. On July 16, the wastewater treatment system quietly marked its third anniversary. Finally, following a lengthy planning process, at the November 13 Special Town Meeting voters approved an extension of the sewer in the Shank Painter Basin neighborhood. The twofold goals of this extension, which will be constructed in 2007, are to use up remaining capacity at the treatment plant and to provide rate relief to sewer users.

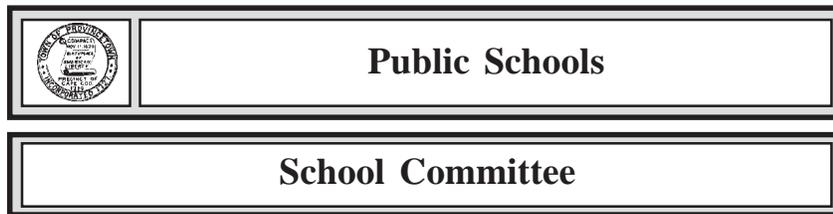
Sixteen additional properties were connected to the sewer during 2006, bringing the total number of connections to 471. There still remain 53 properties to connect as part of the initial phase. Of those, 43 have been allowed to delay their connection because they have functioning, albeit noncompliant, septic systems even though such delays have had a negative impact on the financial health of the wastewater enterprise fund. On the positive side, the Town received a USDA grant of approximately \$650,000 to fund the sewer betterment for the new Seashore Point nursing home/assisted living complex to be built on the site of the Cape End Manor. This grant will allow the wastewater enterprise fund to end the year in the black.

During 2006, the Board received 41 applications for abatement of water charges, of which it granted 26 and denied 15. Additionally, the Board received 12 applications for abatement of sewer use charges, of which 10 were granted and 2 denied.

*Respectfully submitted,*

**Jonathan Sinaiko**

Chair



2006 was a year in which the Provincetown School Committee turned to the redesign of the Provincetown School District for the future. Over the past few years, the School Committee has wanted to give careful examination to the methods by which educational services were delivered in the District, and to a cost analysis of just how those services have been delivered in the past, and how they might be delivered in the future in light of being a small district. This was the year in which the process has started.

The first step in the redesign business plan was the gathering of information, including opinions from the people of Provincetown and professional input from our educators in the schools. The School Committee held a public hearing to open up the dialogue and to access public sentiment with regard to the future of the Provincetown School District. Parents, students, staff, and members of the community filled the hearing, and voiced overwhelming support for sustaining the present K-12 District. The hearing rang with pride for the schools, and with determination to retain the community's small but high quality educational program. What they all said with one voice was this: let's do everything we can do to keep the Provincetown School District viable.

Soon after this meeting, the School Committee took a second step. We held a Futures Conference at PAAM for two days, May 16<sup>th</sup> and 17<sup>th</sup>. The School Committee invited over 70 community stakeholders, which reflected a broad cross-section of the community to participate. All those invited came and enthusiastically participated. That the conference was held shortly before the first big weekend of the season, and had such participation from community business people, is a testament to their commitment to give up their valuable time to help determine the future of education in Provincetown. During the conference, this group made suggestions, bandied about ideas for the future, and created an educational wish list. The result provided an organizational foundation and a catalyst for the School Committee's development of a business plan for the future.

July 1<sup>st</sup>, 2006 the School Committee hired Jessica Waugh as Superintendent of Schools and Curriculum Coordinator. By combining these two positions into one, the School Committee cut some costs without losing quality. Ms. Waugh is on site full time and brings to the Provincetown Schools 26 years of experience and dedicated service in education. She is a team player who shares with the

Committee the same commitment to the future of the school system, and who is philosophically in tune with the Board's concerns for redesign. Because of the retirement of Edward Boxer, Provincetown High School Principal, the resignation of Anthony Teso, Principal of Veterans Memorial Elementary School, and some other staff vacancies, Ms. Waugh was able to help the School Committee in the restructuring of the Administrative staff. She first found an excellent, district-wide Principal, Dr. Floriano Pavão, someone who understands the community and who is eager to help us in restructuring and making the delivery of services more efficient and educationally effective. In November 2006, Dr. Pavão became Principal of the K-12 District. Superintendent Waugh then brought on Elizabeth Francis, VMES kindergarten teacher, to be Dr. Pavão's assistant, being responsible for administratively supervising the delivery of services at Veterans Memorial Elementary School, while continuing to teach kindergarten. All these changes placed quality people in key positions, cutting costs while not sacrificing the quality of educational services, and staffing positions with personnel held in high regard by not only staff but also students.

The District is also enlarging and enhancing the Academy of Arts and Sciences programs, broadening the ages of students and including a wide variety of mentors from our community. Another piece that is already in the process of expanding is early childhood services, utilizing more space for our youngest children, and thereby addressing the great need on the Lower Cape for early childhood care. This potentially increases our future enrollment student base. All of these initiatives are presently moving forward, and all with a clear financially prudent bottom line.

These dreams would never have taken root without the day-to-day ardent support of the hardworking staff of the Superintendent's Office, the professional staff in our schools, and without the wonderful enthusiasm of the people and children of Provincetown. We thank you one and all.

*Respectfully submitted,*

**Terese Nelson**

Chair

## Superintendent of Schools

Provincetown Public Schools are on the threshold of distinction; this threshold began with decisive restructuring initiated in the 2006 calendar year. Committed to sustaining and promoting a school system dedicated to excellence, connected to the community, well-run, small, independent and diverse, we came together as a fully involved professional community to center this restructuring process on programs, curricula, instruction and assessment as well as teaching and administrative models. As the newly appointed Superintendent of Schools, I have the honor of sharing this invigorating news with you.

We reconfigured the Administration Team from four positions to two. Folding in the previous administration of Superintendent of Schools, Provincetown High School Principal, Veterans Memorial Elementary School Principal/Special Needs Director and Curriculum Coordinator into Superintendent of Schools/Curriculum Coordinator, the remaining two building leadership posts were scheduled to merge into one Pre K – 12 District Principal position in July 2007. With the departure of our elementary principal in November, we seized the opportunity to advance Dr. Floriano Pavao, our newly appointed high school principal, into that district post. Sculpting a two administrator leadership team from four positions not only provided cost-effective results but also, more importantly, facilitated curriculum and program design while enhancing student and parent rapport.

After examining a plethora of competitive applications for the Provincetown High School Principal vacancy, the Principal Search Committee selected ten extremely well-qualified applicants for the interview process. Dr. Floriano Pavao was undoubtedly the precise match for our students, parents and guardians, faculty, staff, community and, indeed, our entire system itself. With his doctorate in School Administration and Curriculum and Supervision from Boston College, and an A. B. degree in Romance Languages and Literature from Harvard University, Dr. Pavao endowed us with a depth of expertise and leadership along with his rich Portuguese heritage.

Retaining the District Principal's office in the Provincetown High School building, we instituted an Assistant to the District Principal office at the elementary school to support the administrative role across two schools. Appointed to this post, Mrs. Elizabeth Francis retained her teaching duties in her kindergarten class within the co-teaching model to eliminate any disruption to our children while empowering a member of the faculty to assume a managerial function. Mrs. Francis' leadership abilities matched her instructional and planning skills and we were able to study the impact of co-teaching in progress. Dr. Pavao maintained after school evening office hours for parents and the community in each building and joined Mrs. Francis on Thursdays at VMES with his District Office scheduled for Wednesday nights at PHS.

We appointed Dr. Vida Gavin as our Special Needs Director, a post previously combined with VMES Principal. Upon that individual's departure and Dr. Pavao's immediate advancement to District Principal, Pre K – 12, the Special Needs Director became a part-time position requiring specialized expertise as we began to examine our special needs department and service delivery. As the former Superintendent of the Chatham Public Schools, the first female Superintendent on Cape Cod, and a recent Special Needs Consultant to the Harwich District on its own special needs program, Dr. Gavin provided that exact talent. We hired two consultants to collaborate with us over the next two years: Dr. George Ladd and Dr. Susan Wheelan. Dr. George Ladd, Professor Emeritus of Boston College, directed

professional development, curriculum approaches, instructional strategies and assessment practices and the realignment to standards, practices and data-driven decision making. He conducted our data analysis as well. Dr. Ladd came to us through the Data Analysis and Strategic Planning Process grant that provided 60% of the funding necessary for this invaluable and mandated project; we secured another grant for the remaining 40% of the costs. Dr. Susan A. Wheelan, an award-winning professor and past Professor of Psychological Studies and Faculty Director of the Training and Development Center at Temple University, worked with our newly formed Teacher Collaboration Team during the summer and into the fall. A member of the Provincetown community, Dr. Wheelan continued her work with our faculty individually, in teams and departments on collaboration and professional discussions as we moved our programs forward towards academic rigor and community engagement.

Recognizing the power of teacher connections to enhance student achievement and performance, we responded to faculty enthusiasm for the restructuring process and its request for greater input into those systematic procedures by forming the Teacher Collaboration Council in the spring. This team flourished throughout the summer and into the fall as its members, Carol D'Amico, Elizabeth Francis and Amelia Rokicki, each representing a district grade level span, worked with Dr. Wheelan to develop the skill of high-performing group work and the art of membership.

We answered the community voice from the Future Search Conference held in May to seek expansion of our existing Pre-School Program into Early Childhood and Day Care potential. The demographic needs of the community reflected in our two pre-school classes this year and the projected enrolment of 25 children next year align with the Town's economic and affordable and workforce housing plans. The district pursued plans to reconvene our Community of Learners in 2007 to follow through with the objectives and goals of the original forum as well as to resume a dialogue around education and core values while encouraging local engagement into our schools.

Through a summer-long effort with the shared town and district Information Systems Director, Mr. Beau Jackett, the school website was constructed and continues to be filled and updated. Links to teacher and student accounts, school information, personnel contacts and district data were established at [www.provincetown.k12.ma.us](http://www.provincetown.k12.ma.us). We encouraged our community to correspond with us through this medium as the district moved to becoming paperless.

Provincetown Public Schools retained 100% Competency Determination in the Commonwealth of Massachusetts with its MCAS results for the graduating classes of 2003, 2004, 2005, 2006 and 2007. Since the inception of this graduation requirement in 2003, our district was the only Cape Cod school system to so

reach and maintain this 100% CD status for the five consecutive graduating classes and remained one of 12 in our great Commonwealth with this record that allowed more of our seniors to obtain John and Abigail Adams Scholarship eligibility. This state scholarship directly linked to MCAS scores grants free tuition to recipients at specified colleges. We sought and will continue to seek ever increasing MCAS and SAT score results across all tested disciplines and grade levels.

With the commencement of the school year, we activated the long-standing, but under-utilized, contractual component of twice-weekly professional discussions to begin careful and deliberate examination of the community school model. Under Dr. Pavao's enthusiastic expertise, the faculty collectively began their assignment with renewed vigor to create a strong school culture built around instructional excellence, partnerships with our community and higher expectations. The professional atmosphere was energized and palpable.

The contracts for the teachers, paraprofessionals, secretaries, custodial staff and lunch providers were negotiated and settled in the fall of 2006. The Superintendent of Schools established a system of quarterly team conferences with the paraprofessionals, secretaries and administrative assistants, custodial staff and lunch providers to gather information and share feedback on the status of their respective school duties. The Provincetown Association of Educators signed on to the restructuring of the Provincetown Public Schools in a demonstration of cooperation with the School Committee. Dr. Pavao assembled a task force of teachers and PAE officers to compose a new district evaluation document to promote excellence in instruction, academic rigor and professional growth.

We acknowledged our valued administrators, faculty and staff who retired or resigned from our schools in 2006: Janice Lachowetz, Edward Boxer, Anthony Teso, Eric Beck, Linnie DiBenedetto, Judy Dutra, Robert McKay, Susan Packard, Brian Robinson, Dawn Schnitzer, Madonna Tasha and Linda Weissenberger. Their dedication to our community of learners and contributions to our success were very much missed. Paraprofessional staff who left the district included Jamie Colley, Abby Colley and Elyse Zandonella. We wished them much success in their future endeavors and thanked them for their work with students.

We welcomed administrators, faculty and staff new to our district and new to their positions as well: Dr. Floriano Pavao, Provincetown High School Principal and consequently District Principal, Dr. Vida Gavin, Special Needs Director, Petra Farias, PHS Guidance Director, Elizabeth Francis, Assistant to the Principal at VMES, Judy Ward, Administrative Assistant to the Principal at VMES, Kelly Lindsay, Pre-School Teacher, Margaret Millette- Loomis, Speech and Language Pathologist, David McGlothlin, Jr., PHS History Instructor, Nancy Medeiros,

Music Instruction, Lucy Hamilton, Director of Transportation, Alan Harrison, Athletic Director and Donna O'Brien, VMES School Nurse. New paraprofessionals who joined our district included Veronica Londergan Rachael MacMillan and Anne Mullins. We greeted them with anticipation for their success with their assigned students.

The School Committee remained unchanged as Mrs. Terese Nelson was elected to her Committee seat as expected and took the Chair once again. Under her direction and that of the entire School Committee, the Provincetown Public Schools embraced a new direction for the district, community and our children.

None of the vast endeavors the district undertook in 2006 would have been feasible without the professionalism, commitment and effort of each and every member of our Community of Learners. The community clearly continues to demonstrate its alliance to the schools while the School Committee, administration, faculty and staff consistently strive to insure a future for all our children. Personally I would like to take this opportunity to thank Mrs. Betty White and Ms. Alma Welsh for their professional and personal assistance during this complex year. I am honored to have the privilege of serving the children and community of Provincetown.

*Respectfully submitted,*

**Jessica G. Waugh**

Superintendent of Schools

### **Provincetown Junior & Senior High School**

It has been my pleasure to be Provincetown's Junior and Senior High School Principal since September 2006 through November 2006 and, since then, Principal of Provincetown K-12 as of this writing. The following annual report will pertain more exclusively to the high school while the second one will address Veterans Memorial Elementary School.

While my professional responsibilities and duties encompass now our K-12 district, Provincetown Junior and Senior High School has not lost its singular identity or its basic and fundamental educational mission, which, in part, states that (it's mission) is... "To participate in and contribute to an environment that encourages each member to achieve to a greater potential and to recognize the value of self-reliance and life-long learning". The tenets of this mission are very much in existence in the myriad of activities that encompass the daily life here at Provincetown High School. They are present in the athletic fields where sportsmanship, camaraderie and spirit de corps are just as important as winning games, and they are present and celebrated in the academic achievement of all our students who, since the MCAS inception, have posted a 100% passing rate in their 10<sup>th</sup> grade MCAS tests. As a learning community we continue to meet our

Annual Yearly Progress rate set by the Massachusetts Department of Education. Furthermore, our 435 combined academic and athletic awards, granted this past Awards Night Ceremony, celebrated in a most public and festive occasion, the sum total of our students' achievements.

None of this success however would have been possible or attainable without the concerted efforts and hard work of a well-trained and dedicated staff. Evidence of those efforts is found in the daily delivery of instructional services of each professional teacher, paraprofessional, aide and support personnel. Other efforts and creative initiatives are also found in faculty-team initiatives such as our 7<sup>th</sup> and 8<sup>th</sup> grade interdisciplinary team, in the work of our Academy and its mentors, and also in the internship opportunities granted to many of the members of our senior class. Our seniors have found helpful, timely and useful support and information in the office of our new Guidance Counselor, particularly in terms of pursuing post-graduation plans, not only in terms of attending college, but also the world of work in our community.

To quote from last year's annual report, "community connections" continue to be "a major goal" for the entire community of PHS. "We are continuing to try to increase the opportunity for our students to work within the community by adding to our list of mentors, expand internship possibilities", and will aggressively pursue the possibility of "infusing Provincetown's culturally rich community resources into our interdisciplinary projects and core curricula".

As we move forward I am convinced that within a community of learners, great strides and educational opportunities, for all of us are still ahead.

*Respectfully submitted,*

**Floriano A. Pavao, Ed.D.**

K-12 Principal

## Veterans Memorial Elementary School

As of November 2006 I have had the distinctive pleasure of assuming my position of Principal of our K-12 district. As such, I am responsible for the educational leadership of both the Junior and Senior High School and Veterans Memorial Elementary School. As mentioned above, speaking of the high school, and despite my district-wide responsibilities, VMES has maintained and will continue to maintain its unique character and be proud of its many traditions and hallmarks of excellence.

Our Preschool program continues to thrive, and mostly through School Choice, has posted its highest enrollment to date. An extra PreK professional teacher was hired. Its curriculum is currently being reviewed with an emphasis on its

literacy program that reflects current research and best practices along with being aligned with the Massachusetts Department of Education literacy frameworks. (In fact, the Preschool and Kindergarten accreditation process from the National Association of the Education of Young Children has resumed and will soon come to fruition.)

As stated in last year's annual report, the VMES faculty and staff are very much aware of the importance and merits of what is referred to in educational circles as Data Driven Decision Making Processes. As such, MCAS results of all appropriate grades continue to be scrutinized and analyzed with an eye to improving curriculum and delivery of instructional services. Along the lines of improving delivery of services and clarity of information we are currently in the process of developing our report card instrument both in terms of format and content. If essential data is to be put to effective and productive use, it first must be understood by all its stakeholders, especially (but not only) by the parents of our students.

Our student handbook has also been recently revamped, accepted by the School Committee, and is in place and in force.

While issues pertaining to attendance rates are currently being addressed, VMES remains a safe, well-disciplined and supportive elementary environment. Our entire teaching staff, as well as supportive personnel, is a highly qualified group of professionals, and to quote from last year's report, "our student to teacher ratio remains one of the school's strongest (assets) and selling points". This last assertion is still very much relevant and important today.

With the departure of Mr. Teso, the district has been successful in securing the services of Dr. Vida Gavin who has been named the director of our Student Services Department on a part-time basis. Dr. Gavin comes to us with a proven track record and a wealth of experience in the field of special education. All of our K-12 students currently enrolled in special education programs will continue to be serviced and challenged by a caring and dedicated staff that espouses the notions and merits of an Inclusion Model for educating students with disabilities.

As stated in the PHS report, this district will continue to progress and be successful as we move ahead with renewed passion and energy.

*Respectfully submitted,*

**Florian A. Pavao, Ed.D.**

K-12 Principal

<b>Report of School Employee Earnings</b>
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Name	Began Service	Education	FY 2006-07 Salary
<b><u>Administrative Office</u></b>			
<b>Superintendent of Schools</b>			
Jessica G. Waugh	1980	Sweet Briar College, B.A. Fitchburg State College M.Ed.	95,000
<b>Administrative Assistant/Human Resources</b>			
Alma M. Welsh	1979	Burdett Junior College Longevity	57,097 2,900
<b>Administrative Assistant/Business &amp; Finance</b>			
Betty White	1986	Longevity	57,097 2,000
<b><u>Veterans Memorial Elementary School</u></b>			
<b>Principal/Director of Special Education</b>			
Anthony P. Teso	2002	Univ. Mass. B.A.	32,962
Resigned:	11/06	Fitchburg State M.Ed. Framingham State M.A.	
<b>Title I Reading Specialist</b>			
Barbara Losordo	1976	Kent State B.S. (Funded by Title I Funds) Longevity	57,531 2,800
<b>Teachers</b>			
Helen Motto	1975	Salem State College B.S. Longevity	57,531 2,100
Judy Ainsworth	1983	Keene State College B.S. Longevity	57,531 1,400
Marie Boxer	1993	Fairleigh-Dickinson Univ. B.A.	57,531
Elizabeth Francis	1994	Boston College B.A. Lesley College M.Ed.	57,199
<b>Assist to School District Principal</b>			
Elizabeth Francis	11/06		10,000
Mary Beck	1971	Westmar College B.S. Longevity	57,531 2,100
Martha Neal	1986	Anna Maria College B.A., M.A. Longevity	64,500 1,400
Helena Ferreira	2000	Smith College B.A.	43,093
M. Valerie Valdez	1999	Univ. College of Dublin B.C.L Lesley College M.Ed.	51,059
Janice Newell	2003	Cardinal Cushing College B.A. Univ. Oklahoma, M.A., Lesley College, M.Ed.	52,884
Sandra Bostwick	1979	Corning Community College A.A. SUNY @ Cortland B.A.	57,531
Kelly Lindsay	2006	Ohio State University B.S. Ashland University M.Ed.	47,408

Name	Began Service	Education	FY 2006-07 Salary
<b>Bldg. Based Adm. Assistant</b>			
Judy Ward	1998		37,007
		Longevity	800
<b>Library Assistant</b>			
Palomo Campillo	2001	Politecnico Grancolombiano B.S.	19,070
<b>VMES Cafeteria</b>			
Claudia Colley	2000		19,467
Lawrence DeCosta	2000		14,324
<b>Coordinator Buildings and Grounds:</b>			
Larry Brownell	1975		46,157
		Longevity	3,075
Xavier McLeod	2003		34,234
Michael Luster	2005		32,775
<b><u>Provincetown High School</u></b>			
<b>High School Principal</b>			
Dr. Floriano A. Pavão	2006	University of Mass B.A. Harvard University A.M. Boston College Ed.D.	90,215
<b>School District Principal:</b>			
Dr. Floriano A. Pavão	11/06		15,000
<b>Guidance Counselor</b>			
Petra L. Farias	2006	Brandeis University B.A. University of Mass. M.A. Framingham State College M.A.	62,919
<b>Teachers</b>			
John Hanlon, Jr.	2000	Cornell Univ. B.S., Boston Univ. M.Ed. Bridgewater State College, M.Ed.	58,858
Olympia Ciliberto	1972	Merrimack College B.A. Longevity	57,531 2,800
Genevieve Martin	1998	Univ. of Mass. @ Amherst B.A., M.A.	58,360
Francis Johnson	2002	Worcester State College B.S.	57,531
Susan Avellar	1975	Suffolk Univ. B.A. Longevity	57,531 2,800
Peter Codinha, Jr.	1981	Yankton College B.A. Univ. of So. Dakota M..A. Longevity	64,500 2,100
Arthur Reis, Jr.	1973	Northeastern Univ. B.S. Longevity	57,531 2,800
Nathaniel Bull	2003	State Univ. of NY College @ Oswego B.S.	41,909
Amelia Rokicki	1995	Univ. Mass. B.A. Simmons College M.S.	66,160
Margaret Phillips	1989	Indiana Univ. B.A., M.A. Longevity	64,500 700
Lisa Kiefer	1986	Trinity College B.S. Longevity	54,046 1,400
Carol D'Amico	1988	Emmanuel College B.A.	57,531

Name	Began Service	Education	FY 2006-07 Salary
Lorie L. Welch	2005	Univ. of Toledo B.S. Univ. of Phoenix, M.Ed.	43,757
Dawn Butkowsky	2002	Oneonta State B.A.	43,093
Nancy Flasher	1997	Lesley College B.S. Antioch New England M.Ed. (Funded by School Choice)	51,722
David C. McGlothlin, Jr.	2006	Emory and Henry College B.A. George Mason University M.A.	58,360
<b>Athletic Director:</b>			
Alan Harrison	2006	Quinsigamond Community College A.A. University of South Florida B.A.	13,652
<b>Library Media Specialist for the District</b>			
Fran Manion	2002	Univ. of Toronto B.Ed. Syracuse Univ. B.A.	60,640
<b>PHS Music Teacher</b>			
Casey Sanderson	2004	Westfield State College B.A.	35,957
<b>VMES Music Teacher</b>			
Nancy Medeiros	2006	Cape Cod Community College A.A. Lesley University B.A.	20,479
<b>Art Teacher</b>			
Lisa B. Fox	1977	Univ. of Mass B.F.A. in Ed. and Art Longevity	57,531 2,100
<b>School Based Administrative Assistant</b>			
Pamela Silva	1984	Bay Path Junior College Longevity	42,124 2,200
<b>High School/Guidance Secretary</b>			
Sheila Colburn	2000	Longevity	32,257 800
<b>PHS Cafeteria</b>			
Brenda Costa	1984	Longevity	19,467 2,500
Cynthia Lambrou	2002		14,324
<b>PHS Head Custodian</b>			
Michael Smith	1977	Longevity	41,961 3,075
Kevin Littlefield	2000		36,540
Jill Sawyer	1999		37,346
<b>School Psychologist</b>			
Janice Johnson	2001	Mount Holyoke College B.A. Assumption College M.A. Anna Maria College CAGS (Funded by Special Ed. Entitlement Grant)	72,776
<b>Veterans Memorial Elementary School School Nurse</b>			
Donna O'Brien	2005	Worcester State College B.S. University of Lowell M.S.N.	36,466

<b>Name</b>	<b>Began Service</b>	<b>Education</b>	<b>FY 2006-07 Salary</b>
<b>Lead School Nurse</b>			
Susan Baker	1999	Emmanuel College B.S.N. Quincy College R.N. (Funded by the Enhanced Sch Health Services)	57,386
<b>Special Education Dept/Student Services</b>			
<b>Dept. Secretary</b>			
Sallie A. Tighe	1981	Curry College, B.A. Longevity	32,257 2,500
<b>Teachers</b>			
Marcia Rose-Packett	1981	Lesley College B.S. Longevity	57,531 2,100
Jeanie Peterson	2000	Plymouth State College, B.S.	54,709
Judith Stayton	1998	Pennsylvania State Univ. B.S.	57,531
Julia Lignori	2005	Brown Univ. B.A. (Funded through School Choice)	28,966
Heather Peters	2003	Connecticut College B.A. Bridgewater State College M.A.	41,931
<b>Speech Therapist</b>			
Margaret Millette-Loomis	2006	University of Mass. @ Amherst B.A. Bouve College @ Northeastern Univ M.S.	54,709
<b>VMES Paraprofessionals</b>			
Sheree Silva	1988	Longevity	19,070 1,600
Mark Peters	2002	Wesleyan Univ. B.A.	19,070
Michael Coelho, Jr.	1998	Oswego State Univ. B.A. Lesley Univ. M.Ed.	19,070
Barbara Grandel	2005	Cape Cod Community College A.A.	16,524
Valerie Kepler-Golden	2001		18,696
Rachael MacMillan	2006	University of Mass. B.A.	16,973
Veronica Londergan	2006	University of Bridgeport B.S.	7,077
<b>PHS Paraprofessionals</b>			
Christopher J. McIntire	2005	North Adams State College, B.A.	18,248
Susan LaBree	2000	Fisher Junior College	19,070
Anne Mullins	2006	Bates College B.A. Antioch School of Law	12,150
Melissa Youngblood	2003		18,248
Jill Macara	1996	(Funded through School Choice) Longevity	19,070 800
<b>Shared Phys. Ed. And Health Teacher</b>			
Lisa Colley	2002	Salem State B.S.	41,485
<b>School Adjustment Counselor</b>			
Maryann Campagna	2002	Lesley College B.S. Rhode Island College MSW	56,165
<b>Coordinator of Transportation and School Bus Driver:</b>			
Lucy Hamilton	1998		24,700

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**School Committee Members      Term Expires**

Terese Nelson, Chairperson	2009
Peter Grosso, Vice Chairperson	2008
Burton Wolfman, Secretary	2007
Debra Trovato	2007
Shannon Patrick	2009

**School Year 2006-07 Calendar**

Sept. 4	Labor Day	Feb. 19	Presidents' Day
Sept. 5	Prof. Development Day	Feb. 19-22	Winter Recess
Sept. 6	School Opens for Students	Feb. 26	School Re-opens
Oct. 9	Columbus Day	Mar. 19	Prof. Development Day
Oct. 10	Prof. Development Day	Apr. 13	Close End of School Day
Nov. 11	Veterans Day	Apr. 16	Patriot's Day
Nov. 21	Close End of School Day	Apr. 16-20	Spring Recess
Nov. 22-24	Thanksgiving Recess	Apr. 23	School Re-opens
Nov. 27	School Re-opens	May 28	Memorial Day
Dec. 22	Close End of School Day	June 20	Prof. Develop. Day
Dec. 25-1/1	Christmas Recess	Senior Early Release Day: May 25, 07	
Jan. 2	School Re-opens	Graduation Day: June 1, 2007	
Jan. 12	Prof. Development Day		
Jan. 15	Martin Luther King Day	180th School Day: June 19, 2007	
Feb. 16	Close End of School Day	185th School Day: June 26, 2007	

**Enrollments      Projected Enrollments**

	<b>2006-07</b>	<b>2007-08</b>
Pre-K	23	25
Kindergart	10	8
Grade I	7	10
Grade II	12	7
Grade III	11	12
Grade IV	7	11
Grade V	12	7
Grade VI	17	12
<b>Totals:</b>	<b>99</b>	<b>Projected: 92</b>
Grade VII	13	22
Grade VIII	23	13
Grade IX	13	23
Grade X	23	13
Grade XI	14	23
Grade XII	24	14
<b>Totals:</b>	<b>110</b>	<b>Projected: 108</b>
<b>Grand Totals:</b>	<b>209</b>	<b>Projected: 200</b>

**Cape Cod Regional Technical High School Enrollments**

1995-96	6	1997-98	4	1999-00	5	2001-02	4	2003-04	2	2005-06	9
1996-97	4	1998-99	4	2000-01	2	2002-03	3	2004-05	4	2006-07	10

## Adult Education

The Provincetown Adult Education program has had a very successful 2006 and has seen tremendous growth. Classes were offered at a very affordable rate while utilizing the school buildings during weekday evenings. Class selection during 2005/2006 included theatre, finance, writing, computers, dance, gardening and multiple fitness and language courses. The program provides members of the community a combination of stimulating and practical classes, allowing adults to learn a new skill or expand their knowledge.

Fall 2005 Session: 113 students enrolled, 11 classes, 6 week session.

Winter 2006 Session: 85 students enrolled, 16 classes, 8-10 week session.

Unfortunately the fiscal year 2007 budget did not include funds for Adult Education but the program will return in fiscal year 2008. My hope is to continue building a program that is financially self-sufficient and will offer year-round programming

*Respectfully submitted,*

**Tia Scalcione**

Director

## Cape Cod Regional Technical High School

Cape Cod Regional Technical High School was established in 1973 as a public technical high school that divides student learning time between academic classes and technical training. For the 2005-2006 school year we had 723 students enrolled in 18 different technical fields from our 12 sending towns with an operating budget of \$10,663,682 and over \$400,000 in grant funds.

At the end of this year, Superintendent/Director Timothy Carroll retired after 31 years of working to make Cape Cod Tech the exemplar of technical education that it is today. William N. Fisher, the Principal of Cape Cod Tech and a 27-year veteran administrator at Cape Cod Tech, was selected to follow Mr. Carroll as the new Superintendent and Mr. Leonard Phelan, former Assistant Principal at Dennis-Yarmouth Regional High School, was appointed as the new Principal to the Principal's position vacated by Mr. Fisher.

Cape Cod Tech has been able to make significant progress in raising student performance on the MCAS (Massachusetts Comprehensive Assessment System) and our school again met Adequate Yearly Progress (AYP) with the 2006 MCAS exam. In 2006, 62% of our students scored Advanced or Proficient in

English, compared to 56% in 2005 and 68% of our students scored Advanced or Proficient in Math, compared to 55% in 2005. Our technical shops aligned their curricula to meet the standards of the Massachusetts Technical Frameworks.

Our Renewable Energy program has been supported by two grants, one from the National Science Foundation in coordination with Cape Cod Community College and one from the Cape Cod Economic Development Corporation. These grants and our relationship with the College have provided for training in renewable energy such as solar and wind power and enabled us to purchase the necessary hardware such as solar panels, a wind turbine, and bio-diesel fuel system. We have also been able to purchase a wind turbine data logger which is connected to the new wind turbine and an internet server system. In addition to our renewable energy program, the Cape Cod Tech School Committee has approved the lease/purchase of the first tri-generation system for energy savings in a public facility in this country. This system, once it is in place, will reduce our electric energy consumption by more than 40% and our heating costs by 25-30% each year. This new concept demonstrates Cape Cod Tech's commitment to reducing annual energy consumption and that we are doing everything we can to reduce our energy costs. The Plumbing program has received a solar thermal system and we have purchased electrical circuits for hands-on activities in physics, principles of technology, and environmental/earth science classes. We have developed our curriculum to articulate with Tech Prep agreements with Cape Cod Community College.

Our Adult Education program has been expanded this year and we have added an excellent part-time coordinator, Ron Broman, who has made a tremendous impact on the quality and quantity in the courses we offer. For FY '06 of the 46 courses we offered, we ran a total of 40 courses with approximately 457 adults participating during the Fall of 2005 and Spring of 2006.

This year 25 seniors of the class of 2007 received John and Abigail Adams scholarships, we improved our attendance to 94.6%, we increased our student retention and had 44 students participate in our Cooperative Education program. The class of 2006 saw 72 of our graduates go out to work, 26 graduates go on to further education, and 2 graduates join the military.

Cape Cod Tech has earned the distinction of being one of the first four schools in the nation and the only technical school, to achieve national certification of our school's Senior Project. Graduating seniors who successfully complete their projects have a Senior Project Certification seal on their transcripts identifying students as having met a very rigorous national standard.

SkillsUSA is a national organization serving students enrolled in technical programs. This year our students brought home 8 gold, 11 silver, and 7 bronze

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medals in the district competition, 4 gold, 4 silver, and 2 bronze in the state competition, and in the national competition, we brought home 1 silver in Dental Assisting and 1 bronze in Marine Technology.

Cape Cod Tech provides money saving projects for our district and community and these projects not only save thousands of dollars, but also provide our students with real life work experience in a supervised setting. For the 2005-2006 school year, the total estimated value of the savings to our sending towns from work completed by Cape Tech's technical shops was in excess of \$650,000.

We have included for you here some of the highlights of the work our Cape Cod Tech students performed over this past year. Cape Cod Tech electrical students worked on six different Habitat for Humanity houses while Cape Cod Tech Horticulture students worked on the Capabilities Hydroponics Farm located in Dennis removing and trimming trees and shrubs.

*Respectfully submitted,*

**Christopher Enos**

Provincetown Representative, Cape Cod Regional Technical High School District

## Town Directory

**Accountant**

508-487-7010  
accountant@provincetown-ma.gov

**Airport - Director of Operations**

508-487-0241

**Assessor - Principal**

508-487-7017  
assessor@provincetown-ma.gov

**Board of Selectmen**

508-487-7003  
selectmen@provincetown-ma.gov

**Building Commissioner**

508-487-7020  
bldgcomm@provincetown-ma.gov

**Council on Aging Director**

508-487-7080  
coadirector@provincetown-ma.gov

**Fire Department**

508-487-7023  
ptfire@provincetown-ma.gov

**Grant Administrator**

508-487-7087  
grantadm@provincetown-ma.gov

**Health Agent**

508-487-7020  
healthagent@provincetown-ma.gov

**Health Inspector**

508-487-7020  
healthinspector@provincetown-ma.gov

**HIV Program**

508-487-7086  
hiv@provincetown-ma.gov

**Housing Authority Executive Dir.**

508-487-0434  
pha@capecod.net

**Human Services Director**

508-487-7080  
coadirector@provincetown-ma.gov

**Library Director**

508-487-7094  
libdirector@provincetown-ma.gov

**Licensing Agent**

508-487-7020  
licensingagent@provincetown-ma.gov

**Marine Superintendent**

508-487-7030  
harbormaster@provincetown-ma.gov

**MIS Coordinator**

508-487-7000 ext.538  
mis@provincetown-ma.gov

**Parking Department**

508-487-7050  
parkingclerk@provincetown-ma.gov

**Permit Coordinator**

508-487-7020  
permitcoordinator@provincetown-ma.gov

**Police Chief**

508-487-1212  
policechief@provincetown-ma.gov

**Public Works Director**

508-487-7060  
dpwadmin@provincetown-ma.gov

**Recreation Director**

508-487-7097  
recreationdir@provincetown-ma.gov

**Tourism Director**

508-487-7000 ext. 536  
tourismdirector@provincetown-ma.gov

**Town Clerk**

508-487-7013  
townclerk@provincetown-ma.gov

**Town Manager**

508-487-7002  
townmanager@provincetown-ma.gov

**Treasurer**

508-487-7015  
treasurer@provincetown-ma.gov

**Over four hundred voters at Provincetown's  
November 13, 2006 Special Town Meeting overwhelmingly voted  
to endorse the U.S. Mayors Climate Protection Agreement  
and declare support for the Cape Cod Renewable Fuels Partnership.**

The Town of Provincetown became the first community on Cape Cod to join the ranks of environmentally-conscious communities across the country by approving the U.S. Mayors Climate Protection Agreement, and as a practical first step toward energy independence, Town Meeting also approved a Declaration of Support for the Cape Cod Renewable Fuels Partnership.

If continued unchecked, global warming will cause sea levels to rise and threaten the very existence of Provincetown as we now know it. The biggest cause of global warming is the carbon dioxide released when fossil fuels like oil and coal are burned for energy. So when you save energy, you fight global warming. Here are some steps you can take right now:

**Buy compact fluorescent (CFL) light bulbs.** Install energy-star CFL light bulbs to reduce your lighting electrical use by 60%. If each person in the U.S. installed CFLs, 100 power plants could be retired today.

**Use surge protectors.** Reduce 5% of your electricity bill, and save money, by switching electronics off at the power cord. Electronics and AC adapters consume electricity while on standby and even when turned off.

**Change air filters.** A clean air filter increases air quality and overall efficiency, which equates to a 2% reduction in carbon emissions.

**Insulate your hot water heater.** Insulate old water heaters to reduce heat loss and reduce carbon emissions by 4%.

**Use solar powered lights for outdoor use.** No electricity is needed for these low cost lights that absorb energy from the sun and charge a battery for nighttime use.

**Buy energy-efficient appliances.** Buy for energy-efficient models. You may spend a little more up front, but you'll save a lot on electricity, and you'll reduce pollution produced by power plants.

**Drive smart and drive less.** Get your engine tuned up and keep your tires inflated — both help fuel efficiency. When possible, choose alternatives to driving (public transit, biking, walking, carpooling), and bundle your errands together so you'll make fewer trips.

**Weatherize your home or apartment.** For a very small investment, you can cut your heating and cooling expenses and reduce the burning of fossil fuels. Use weatherstripping to seal drafts around windows and doors.

**Raise your voice.** Send a message to your elected officials, letting them know that you will hold them accountable for what they do — or fail to do — about global warming.

*For more information see:  
[www.climatecrisis.net](http://www.climatecrisis.net)*