Provincetown

2004 Annual Town Report

Cover: Photographer Amy Heller captures a wedding bower erected on the beach overlooking Provincetown Harbor.

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Acknowledgements
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Annual Town Report
Year 2004
Town of Provincetown

PROVINCETOWN, MASSACHUSETTS

Annual Reports of the Officers of the Town of Provincetown, Massachusetts for the year ending December 31, 2004.

Financial Reports for the fiscal year ending June 30, 2004.

Provincetown's rich history and past influences have created a unique community comprised of many and varied facets, all influencing and affecting each other in ways at once evident and at times unknown to form a common bond of citizens and establishing a civic identity like no other in the Commonwealth.

Compiled and Edited by
Doug Johnstone
Town Clerk

www.provincetown-ma.gov

In Memory of

James Frank Crawley
Housing Authority

Catherine Claire Dahill
Substitute Teacher

Ruth Emily Hiebert
Zoning Board of Appeals

Alice Marie Joseph
Town Librarian,
Harbor Development Committee

Joseph Lema, Jr.
Selectman,
Library Board of Trustees,
Heritage Museum Board of Trustees

Beatrice Newhouse
Parking Department Seasonal Employee

In Memory of

Kathryn Dunn Smith
Cape Cod National Seashore
General Management Plan
Implementation Advisory Committee

Marilyn Smith
Cemetery Commission,
Parking Department Seasonal Employee

George St. Armand
Police Sergeant

Robyn Suzanne Watson
Beautification Committee,
Solid Waste Advisory Committee,
Art Committee Collections Manager,
201 Facility Plan Citizen's Advisory Group

Daniel Woods
Police Officer

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Directory of Town Officials

Elected Officials
Elected by Voters

Town Moderator
Elizabeth Steele-Jeffers 5/06

Board of Selectmen
Dr. Cheryl Andrews, Chair 5/07
Richard Olson 5/07
Mary-Jo Avellar 5/06
Michele Couture 5/05
Sarah Peake 5/05

Board of Library Trustees
Carol Noyes 5/06
Marcia Fair 5/06
Anita Berman 5/05
James Cole 5/05
Sandra Fay 5/05

Charter Enforcement Commission
Henryk Tyszka 5/07
Amanda Fetrow 5/06
Peter Garza 5/06
John Braden 5/05
Fred Pappalardo 5/05

Housing Authority
Teri Nezbeth 5/09
Arturo Alon 5/06
Margaret Carroll-Bergman 5/06
Nancy Jacobsen 5/05
Vacant (State appointed) 7/06

School Committee
Debra Trovato 5/07
Burton Wolfman 5/07
Terese Nelson 5/06
Molly Perdue 5/06
Peter Grosso 5/05

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)

Town Mgr. Sec./Emp. Benefits Mgr.
Pamela Hudson

Grant Administrator
Michelle Jarusiewicz

Town Clerk
Douglas Johnstone

Town Counsel
Kopelman & Paige, P.C

Department of Municipal Finance

Town Accountant
Alexandra Heilala

Treasurer
John Fitzgerald

Collector
Barry Stephen

Prinicipal Assessor
Paul Gavin

Public Safety Departments

Chief of Police
Ted Meyer

Police Staff Sergeant
Warren Tobias

Parking Administrator
Donald Richards (Retired)

Marine Superintendent
Christopher Flavell (Retired)

Shellfish Constable
Tony Jackett

Department of Public Works

Director of Public Works
David Guertin

DPW Deputy Director
Sandra Turner

Water Superintendent
Vacant

Highway Department Foreman
Ramao Duarte

Department of Community Development

Community Development Director
Jon Gilmore (Position Eliminated)

Community Development Dep. Dir.
Mark Latour (Position Eliminated)

Building Commissioner
Warren G. Alexander (Retired)
Douglas Taylor

Licensing Agent
Elizabeth Hartsgrove

Health Inspector
Patricia Pajaron

Permit Coordinator
Maxine Notaro

Cape End Manor Nursing Home

CEO
Dennis Anderson

Administrator
Eileen Thomas

Director of Nursing
Dennis Anderson

Human Services Department

Council on Aging/Public Health Dir.
Valerie Carrano

Library Director
Debra A. DeJonker-Berry

Recreation Director
Dennis Clark

Veterans Agent
Earle Chaddock

Appointed Town Boards

As of January 19, 2005
Appointed by Town Moderator

Finance Committee

Gary Delius	4/07
Virginia Ross	4/07
Sue Buerkel	4/06
Ruth Gilbert	4/06
Robert Vetrick	4/06
Mark Leach	4/06
Matthew Clark	4/05
Gail Enos	4/05
Thomas Thurston	4/05
Walt Winnowski	4/07
Edward Gage, Jr.	4/06

Personnel Board

Baiba Briedis	12/07
Lisa Westervelt	12/07
Sandy Fay	12/06
Steven Roderick	12/05
Vacant	12/06
Vacant Alternate Seat	12/06

Appointed Town Boards

As of January 19, 2005
Appointed by the
Board of Selectmen

Airport Commission

Steven Page	12/07
Richard L. Silva	12/06
Steve Tait	12/06
Dr. Leonard Alberts	12/05
Joan Drysdale	12/05
Jason Stover, Atl.	12/05

Art Commission

Stephen Borkowski	12/07
Georgia Cox	12/07
Peggy Prichett	12/07
James Bakker	12/05
Anton Haunstrup	12/05
Erna Partoll, Alt.	12/07

Board of Assessors

Patricia DeLuca	12/07
Pam Parmakian	12/07
Gregory Muse	12/06
Leslie Parsons	12/06
David Nicolau	12/05

Beautification Committee

Lou Ann Bowen	12/07
Jennifer Crooks	12/06
Robin Evans	12/05
James Mack	12/05
Mary Ann Powers	12/05
Cecilia Hall, Alt.	12/06

Building Committee

Regina Binder	12/06
Paul DeRuyter	12/06
Ellen Rosseau	12/06
Two Vacant	12/06
James Pipilas, Alt.	12/06

Cable Advisory Commission

Lou Ann Bowen	6/07
Thanassi Kuliopulos	6/06
Catherine Russo	6/05
Richard Silver	6/05
Terry Rozo, Alt.	6/06

Cape Cod National Seashore General Management Plan Implementation Advisory Committee

Kerry L. Adams	6/07
Patrick Patrick	6/06
John Thomas	6/06
Vacant	6/07
Vacant	6/05
Barbara Prato, Alt.	6/07

Cape End Manor Board of Directors

Rev. Henry Dahl	12/07
Marilyn Downey	6/07
Patrick Patrick	12/06
Dr. Janet Whelan	12/06
Robert Cabral	12/05
Katherine Perry, Alt.	12/07

Community Preservation Comm.

Barnett Adler	8/07
Elaine Anderson	8/07
Margaret Carroll-Bergman	8/07
William Dougal	8/07
Eric Dray	8/07
Tim Hazel	8/07
Stephen Milkowicz	8/07
David Nicolau	8/07

Council on Aging

Gregory Howe	12/07
Geraldine Brennan	12/07
Karla Vogt	12/07
Brunetta Wolfman	12/05
Florence Alexander	12/05
Ilene Charles, Alt.	12/06

Cultural Council

Greg Anton	12/07
Mary Alice Johnston	12/07
Pasquale Natale	12/07
Dorothy Antezak	12/06
Melanie Braverman	12/06
Daniel Kells	12/06
Cherie Mittenthal	12/06
Patricia Ann DeLuca	12/05
Amy O'Hara	12/05
Marian Roth	6/05
Michael Wright	12/05

Harbor Committee

Alice Brock	6/06
Heather Bruce	6/06
Kerry Adams	6/05
Ann Colburn	6/05
Gerard Irmer	6/05
Melville Cote, Alt.	6/06

Board of Health

Duane Gregory	12/07
Mark Baker	12/05
Ken Janson	12/05
Vacant	12/07
Vacant	12/06
Dan Brown, Alt.	12/06

Historic District Commission

Carol Neal	9/07
John Dowd	9/05
Polly Burnell	9/05
Meg Stewart	9/06
Vacant	9/06
Vacant, Alt.	9/05
Vacant, Alt.	9/06

Human Services Committee

Laurie deSousa	6/07
Robert Jackson	6/07
James Pipilas	6/07
Diane Corbo	6/05
Teri Nezbeth	6/05
Vacant	6/06
Vacant	6/06

John Anderson Francis Family Scholarship Comm.

Philip Guadiano	12/07
Brenda Haywood	12/06
Carol Westcott	12/06
Vacant	12/07
Vacant	12/07
Vacant, Alt.	12/07

Licensing Board

Nick Robertson	12/07
Irene Rabinowitz	12/07
Hunter O'Hanian	12/06
John Foley	12/05
Cassandra Benson	12/05
Vacant, Alt.	12/05
Vacant, Alt.	12/05

Local Comprehensive Plan Implementation Committee

Ted Malone	6/07
Anne Howard	6/06
Regina Binder	6/06
Vacant	6/05
Vacant	6/05

Local Housing Partnership

Arturo Alon	6/07
Cindy Bowes	6/07
Tim Hazel	6/07
Teri Nezbeth	6/06
Scott Campbell	6/05
Eileen Kennedy, Alt.	6/06

Open Space Committee

Robin Evans	5/07
Celine Gandolfo	5/05
Stephen Milkewicz	5/05
Vacant	5/07
Vacant	5/06
Ronald Robillard, Alt.	5/05

Planning Board

Howard Burchman	12/07
Barnett Adler	12/06
Regina Binder	12/06
Ellen Battaglini	12/05
Vacant	12/07
Vacant, Alt.	12/06

Recreation Commission

Susan Cook	12/07
Jill Macara	12/07
Robert Cahill	12/06
Treg Kaeselau	12/05
Vacant	12/07
Vacant, Alt.	12/06

Recycling Committee

Lou Ann Bowen	12/06
Anna Carter	12/06
Decker Johnson	12/06
Vacant	12/06
Vacant	12/06

Board of Registrars of Voters

Bob McCandless	12/07
Joan Drysdale	12/06
Olive Ahmuty	12/05
Doug Johnstone	Indefinite

Shellfish Committee

John Baldwin	12/07
Melville Cote	12/07
Alex Brown	6/07
Paul Tasha	12/06
Vacant	12/07
Vacant Alt.	12/07

Visitor Services Board

Peter Bez	6/07
Ellen Freeman	6/07
Mick Rudd	6/06
Lynn Davies	6/05
Stephen Melamed	6/05
Barbara Rushmore	6/05
Vacant	6/07

Water & Sewer Board

Anne Lord	12/06
Jonathan Sinaiko	12/06
Sacha Richter	12/06
Vacant	12/06
Vacant	12/05
Vacant, Alt.	12/07

Zoning Board of Appeals

Peter Page	12/07
Peter Bez	12/06
Stephen Melamed	12/06
Gary Reinhardt	12/06
Lynne Davies	12/05
Vacant	12/05
Patrick Eleey, Alt.	12/06
Vacant Alt.	12/07
Vacant, Alt.	12/05
Vacant Alt.	12/05

Appointed Town Boards

As of January 19, 2005
Appointed by the Town Manager

Cemetery Commission

Vacant	12/07
Vacant	12/06
Vacant	12/06
Vacant	12/05
Vacant	12/05
Vacant, Alt.	12/07

Conservation Commission

Elaine Anderson	12/06
Dieter Groll	12/06
George Bryant	12/05
Brian Carlson	12/05
Francis Santos	12/05
Paul Tasha, Alt.	12/05
Vacant, Alt.	12/07

Disability Commission

Doug Johnstone	12/07
Toni Schiff	12/07
Terry Horwitz	12/06
Elizabeth Villari	12/06
Laurie deSousa	12/05
Jo Ann DiOrio	12/05
Kenneth Russo	12/05

Board of Fire Engineers

Warren Alexander	12/05
Gerard Menangas	12/05
Marilyn Monks	12/05
James Roderick	12/05
Michael Trovato	12/05
Adam Wolf	12/05
Russell Zawaduk	12/05

Historical Commission

Stephen Milkowicz	12/06
Eric Dray	12/05
Vacant	12/06
Vacant	12/05
Austin Knight	12/05
Fred Pappalardo, Alt.	12/06
Vacant Alt.	12/05

Board of Selectmen & Town Manager

Participants in the 2004 Portuguese Festival Parade.

The Portuguese Festival, first celebrated in 1997, incorporates the Blessing of the Fleet - long a Provincetown tradition, with a celebration of Provincetown's rich Portuguese heritage.

Provincetown Community: Portuguese Heritage

Board of Selectmen

Civil Rights history was made here in 2004 when the 180-day stay on the decision of the state Supreme Judicial Court to allow same-sex marriage was lifted on May 17th. Over a hundred and fifty gay couples from across the country lined up in front of Town Hall to fill out applications to be married. Balloons, banners, cakes and tears.....and the press. Japan, France, Canada, Britain, ABC, NBC, BBC, NECN.....the press was here on that historic day. Provincetown took center stage in the national debate by stating openly our intent to issue licenses to couples from outside of Massachusetts, despite Governor Romney's threats of litigation or arrest. He dusted off a largely forgotten 1913 law in an attempt to thwart out-of-staters from coming here to get married. We dusted off our dresses, ties and hats. It was a joyous day . Our citizens, visitors and town employees all pulled together and our little town beamed brightly under the watchful eye of an interested and perplexed America.

By the end of May, the selectmen agreed to temporarily rescind our policy and head to court to challenge the Attorney General's cease and desist order. We feel strongly that the 1913 law cited by the Governor's office is unconstitutional and discriminatory. We await the state Supreme Judicial Court's ruling. At year's end, many states across America have passed anti-gay marriage legislation and our Federal Government refuses to provide spousal benefits for same-sex couples. The march to full equality continues.

May 2004 also brought the Town annual elections. Richard Olson was elected to his first full term after completing the two years remaining in the term of David Atkinson. Cheryl Andrews was elected to her third three-year term, and was elected Chairman of the Board. Mary-Jo Avellar was elected clerk.

On the home front, the social, environmental and financial issues facing our town continued and received a great deal of our attention. Determining the future of our Cape End Manor was, and is, still our first priority. In 2004, the present Manor location, 100 Alden Street , received a second look and the decision was made to pursue a same-site option. The town looked away from a proposal to use a portion of the adjacent Motta Field and instead pursued a land exchange with the Bishop of Fall River. A special town meeting was called in October and the town received a response from the *New England Deaconess Association* to its RFP in December. We expect the future of the Cape End Manor to be resolved by our Annual Town Meeting of 2005. Again, we thank Dennis Anderson and Eileen Thomas for their continued advice and support, and thank our Town

Manager Keith Bergman. Without Mr. Bergman's creativity and dedication, we would not have the proposal of *New England Deaconness* to even consider.

A long-negotiated Intermunicipal Agreement (IMA) was signed with the Truro Board of Selectmen in October. After many years of discussions, both productive and not, our two Towns agreed to set in place the framework by which Provincetown could add a redundant water supply to our municipal water system as required by the Department of Environmental Protection. This agreement outlines a new cooperative spirit in resource management and includes the formation of the *Pamet Lens Oversight Group*, demonstrating the commitment of each town towards providing healthy management of the Pamet Lens, the source of drinking water for most of Truro and all of Provincetown.

Managing our newly built MacMillan Pier continued to require attention. We still have not signed the proposed 20 year lease with the *Provincetown Public Pier Corporation*. Instead, the PPPC has operated the Pier under an interim agreement with the town. The April Town Meeting displayed a no-confidence attitude towards this board, ultimately leading to the resignation and replacement of four-fifths of the membership. The selectmen wish to thank the inaugural members for their dedication and time during the initial difficult transition and welcome the new board members in hopes of a brighter future.

Our brand new sewer system, designed to handle up to 500,000 gallons per day (approximately 400 properties), experienced its own transitional problems during the summer of 2004. That's a nice way of saying the darn thing overflowed into the street. Metcalf & Eddy, the system's designer, builder and operator has issued its report of what happened in August. DEP has issued a Notice of Non-Compliance (NON) and the Board of Selectmen are committed to seeing that this unfortunate occurrence is a one time event. We hope the future brings us a sewer we can "forget about", to quote one selectman.

As we head deeper into the 21st century , the Board of Selectmen continues to witness the significant changes visiting our 'little town'. As the value of real estate continues to escalate, the 'cheap digs' that housed our young workers, artists and infamous bohemians during the last century are no longer. In one more effort at addressing this issue, the townspeople voted to accept the *Community Preservation Act* this year, a vote that will allow state matching funds dollar for dollar added to a 3 percent surcharge on our property tax bill for the next 20 years. These funds are to be used primarily for increasing our affordable housing stock. Will it be enough to provide the diversity of income levels our town has traditionally domiciled?

Tourism continues to be our dominant industry, yet we see indicators that the numbers and types of visitors of today are quite different from the summer

crowds that visited 20 and 30 years ago. In those times, year rounders worked in the trades, the service industries, restaurants and inns. Now we are seeing an influx of middle-aged couples that travel a great deal and use the internet to earn a living. What will Provincetown become in this next century? And what role should government play in determining this future? These are questions Provincetown's leaders face.

As 2004 closes, we report that the Board met 59 times this year. Michele Couture won the prize for perfect attendance. Cheryl Andrews and Richard Olson attended 56; Mary-Jo Avellar 54 and Sarah Peake 52.

Besides these regular meetings, the Selectmen enjoyed and participated in a range of other activities including parades, Memorial and Veteran's Day services, the Massachusetts Municipal Association convention in Boston, Barnstable County Selectmen's Association meetings, and visits with our State Senator Robert O'Leary and State Representative Shirley Gomes.

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.

Respectfully submitted for the Board of Selectmen,
Dr. Cheryl L. Andrews
Chair

Board of Selectmen, standing (from l. to r.): Sarah Peake, Mary-Jo Avellar, Michele Couture, Richard Olson. Seated - Dr. Cheryl L. Andrews, Chair

Town Manager

Grant Administrator

In 2004, in addition to the Grant Administration function, I continued in the Acting Assistant Town Manager position on a part-time basis. Below, I have listed some of the grant activity during 2004.

MASSACHUSETTS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS:

FY 2004 Community Development Fund - Mt. Gilboa Water Tank: In July 2004, the Town received notice of a grant for $741,800 from the Department of Housing & Community Development under its Community Development Fund for the rehabilitation of the Mt. Gilboa Tank. The Mt. Gilboa tank, constructed in 1964, consists of welded steel standpipe with a shell height of 80 feet, an overflow height of 79 feet, and a diameter of 76 feet. The rehabilitation project will maintain the structural integrity of the facility and provide continued water storage for both consumption and for fire protection. Construction is expected in 2005.

FY 2003 Community Development Fund - Provincetown Business Development Center: The Town subcontracted with the Lower Cape Cod Community Development Corporation to administer the Business Builders program at the Provincetown Business Development Center [PBDC]. The PBDC is located at 306 Commercial Street and has been in operation since 1996. It has been very successful providing microenterprise assistance to an average of 130 low/moderate income residents of Provincetown each year. In the most current grant cycle ending December 31st, the PBDC provided technical assistance to 190 low/moderate income Provincetown entrepreneurs over 16 months including local fishermen, artists, restaurateurs, and shopkeepers. The Center's staff provided one-on-one business consulting and technical assistance on various topics including business plan development, financial planning, marketing, cash flow, tutoring in computer & graphics equipment, internet use and e-mail marketing. Seminars and workshops were provided along with access to computers, copiers, and fax machines.

FY 2002 Housing Development Support Program: On June 7, 2004, the Town participated in the open house celebrating the completion of 6 newly constructed affordable rental units at 40A Nelson Avenue by Community Housing Resource (CHR), Inc. The Housing Development Support Program grant of $372,800 awarded in 2002 allowed the Town to loan the Housing Land Trust for Cape Cod funds to acquire the land, which was subsequently leased to CHR. Along with numerous other grants, including funds from the Massachusetts Housing Partnership program and Barnstable County, CHR constructed the new units.

Executive Office of Public Safety: The Town continues its Community-Oriented Policing efforts with funding assistance from a variety of state and federal agencies. The Provincetown Police Department received a $10,000 Community Policing grant from Massachusetts Executive Office of Public Safety (EOPS) Programs Division for the implementation of several activities including the purchase of police equipment and continuation of the Alcohol Servers Training Program.

In addition to the grant activities mentioned above, the Town receives many other grants through individual departments, including the Library, the Council on Aging, and the Department of Public Works. With these grant funds, many projects are able to move forward that might not otherwise. The departments work very hard not only to receive grants, but also to complete projects and administer these grants. I would like to thank everyone who has assisted with these projects including Town Manager Keith A. Bergman, DPW Operations Director Sandra Turner, DPW Director David Guertin, HIV Grant Coordinator Patrick Manning, and Police Chief Ted Meyers.

Community Housing: The development of affordable housing strategies, including increasing the stock of safe, affordable, and accessible housing, were on going in 2004. Current strategies focus on the development of community housing and a 5-year plan to produce 144 units of community housing for a year-round workforce, with affordability across a range of income groups: Low/ Moderate, Median, Middle, and Market – the 4Ms. Community housing is to be developed within current growth management limits, with priority on reuse, conversion, and rehabilitation with the least impact on the town's infrastructure and open space. Seasonal workforce needs will also be addressed as a means of freeing up year-round housing.

In order to be eligible for certain grants and to gain bonus points (and therefore be competitive), the town seeks housing certification annually through Executive Order 418. For FY 2004, the Town was again certified by DHCD in January. For FY 2004, the EO 418 Housing Certification process evolved into a number based system, with creation of new units for low, moderate, and middle income required. The housing certification reflects the diligence by the town in addressing housing issues through various strategies.

Community and Economic Development: This past year as a community, Provincetown underwent a visioning process as part of its Community Development Plan and tackled important local issues such as open space, affordable housing, local education, transportation, and economic development. With funding assistance from DHCD, the Center for Policy Analysis at the University of Massachusetts in Dartmouth conducted a community survey prior to its April 2004 Annual Town Meeting. Survey questionnaires were distributed

to all residents (approximately 3,800) and non-resident property owners (approximately 1,800). There were approximately 900 returned questionnaires or about 16% of the total number distributed, a statistically valid sample size. The margin of error for any survey question was ±2.2%.

Overall, the survey results demonstrated that the 2004 community goals and objectives were very similar to those developed in the 1988 Master Plan, the 1995 Vision Survey and the 1999 Local Comprehensive Plan [LCP]. In fact, at least 75% of 2004 Survey respondents strongly agreed or agreed with each of the goals in the above documents. There has been a striking consistency in attitudes about community and the Town's future over the last 15-20 years. The following goals were among those reflected in that long-term consistency of values:
Economic diversity (range of jobs, incomes, housing prices).
Social diversity (age, sexual orientation, ethnicity).
Varied economic base (tourism, arts, education, fishing).

The vision/community development process led to the creation of the Economic Development Task Force [EDTF]. On June 14, 2004, the Board of Selectmen voted to approve the following mission statement for the EDTF: "to advise the Board of Selectmen on the development of strategies consistent with the Local Comprehensive Plan which will foster a sustainable year-round economy for Provincetown." The EDTF is comprised of leaders from the business, cultural and governmental sectors working together to strengthen the community through a stronger year-round economy.

In partnership with the non-profit arts community and the town's two business organizations, the Provincetown Chamber of Commerce and the Provincetown Business Guild, the Town, through the EDTF, submitted an application to the Massachusetts Cultural Council for funding to carry out a project which will engage the services of an urban planner, or other appropriate consultant, to assist in devising strategies to increase tourism and stimulate the year-round economic development through the creation and preliminary implementation of a strategic plan exclusively designed to use the existing cultural assets of the town.

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.
Respectfully submitted,
Michelle Jarusiewicz
Grant Administrator/Acting Assistant Town Manager

Town Meeting & Elections

Town Manager Keith A. Bergman addresses Town Meeting with Finance Committee members looking on.

"Town Meetings are to liberty what primary schools are to science; they bring it within the people's reach, they teach men how to use and how to enjoy it."

- Alexis de Tocqueville

The stage is set for the 2004 Annual Town Meeting.

Provincetown Community: Citizen Participation

Annual Town Meeting
Wednesday, April 7, 2004

(1) Mary-Jo Avellar moved that the Town vote to waive the reading of the warrant.
Motion Passed.

(2) Mary-Jo Avellar moved that the Town vote to grant permission to speak at the April 7, 2004 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor CEO;* Edward Boxer, *PHS Principal;* Dennis Clark, *Recreation Director;* Patricia Fitzpatrick, *Tourism Director ;* Christopher Flavell, *Marine Superintendent;* Elizabeth Hartsgrove, *Licensing Agent;* Jon Gilmore, *Director of Community Development;* John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel;* Michelle Jarusiewicz, *Acting Assistant Town Manager;* Bruce T. Miller, *Director of Municipal Finance and Town Accountant;* Maxine Notaro, *Permit Coordinator;* Patricia Pajaron, *Health Inspector;* Wayne Perry and Mark White, *engineers, Environmental Partners Group;* Jane Raasch, *Health Agent;* Albert Robinson, *Deputy Water Superintendent;* Anthony Teso, *Principal, Veterans Memorial Elementary School;* Eileen Thomas, *Cape End Manor Administrator;* Dr. Colette Trailor, *Superintendent of Schools.*
Motion Passed.

(3) Mary-Jo Avellar moved that on all matters to come before the April 7, 2004 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]

Mary-Jo Avellar moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon.
Motion Passed.

FY 2005 BUDGET ARTICLES

Article 2. ***FY 2005 Operating Budget.*** To see to if the Town will vote to raise and appropriate or transfer from available funds the sum of $20,434,458 to fund operating budgets for the several Town departments for Fiscal Year 2005 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

Division	*FY 2004*	*FY 2005*	%
I. General Government	$ 1,037,620	$1,014,426	*-2.2%*
II. Finance	5,984,665	6,783,980	*13.4%*
III. Public Safety	2,970,918	2,882,611	*-3.0%*
IV. Public Works	1,880,827	1,853,324	*-1.5%*
V. Public Services	4,053,800	3,633,935	*-10.4%*
VI. Public Schools	4,176,760	4,266,181	*2.1%*
Total Divisions I-VI	**$20,104,589**	**$20,434,458**	*1.6%*

or to take any other action relative thereto.

[Requested by the Town Manager, the Board of Selectmen, and the School Committee]

FINANCE COMMITTEE RECOMMENDS AS FOLLOWS:

Budget	**Actual FY 2003**	**Budget FY 2004**	**Selectmen FY 2005**	**FinCom FY 2005**	**% 04-05**
I. GENERAL GOVERNMENT					
113 Elections & Town Meetings					
Expenses	$9,830	$8,496	$9,747	$9,747	14.7%
122 Board of Selectmen					
Personal Services	40,975	42,874	42,874	42,874	
Expenses	7,993	8,500	8,800	8,800	
sub-total	48,968	51,374	51,674	51,674	0.6%
123 Town Manager					
Personal Services	173,541	141,330	139,336	139,336	
Expenses	6,167	6,140	6,140	6,140	
sub-total	179,708	147,470	145,476	145,476	-1.4%
151 Legal Services					
Expenses	203,476	140,000	140,000	140,000	0.0%
156 Administration					
Expenses	51,720	84,430	62,930	62,930	-25%
157 Land Bank *Funded by Land Bank Fund*					
Maintenance	5,700	9,676	9,417	9,417	
Affordable Housing	27,007	28,375	29,921	29,921	
Pre-acquisition			10,000	10,000	
Debt Service	306,106	297,856	287,607	287,607	
sub-total	338,813	335,907	336,945	336,945	0.3%

Budget	Actual FY 2003	Budget FY 2004	Selectmen FY 2005	FinCom FY 2005	% 04-05
161 Town Clerk					
Personal Services	59,710	58,215	58,818	58,818	
Expenses	10,307	8,870	8,870	8,870	
sub-total	70,017	67,085	67,688	67,688	0.9%
169 Licensing					
Personal Services	36,433	36,530	36,530	36,530	
Expenses	12,278	10,450	1,400	1,400	
sub-total	48,711	46,980	37,930	37,930	-19%
171 Conservation Commission					
Expenses	1,171	1,504	1,500	1,500	-0.3%
173 Housing Partnership					
Expenses	793	1,140	1,060	1,060	-7.0%
174 LCP Implementation					
Expenses	784	1,920	1,820	1,820	-5.2%
175 Planning Board					
Expenses	1,841	2,330	2,248	2,248	-3.5%
176 Zoning Board of Appeals					
Expenses	1,963	2,663	2,603	2,603	-2.3%
179 Historical Commission					
Expenses	1,150	1,588	593	593	-63%
180 Historic District Comm					
Expenses			1,662	1,662	
482 Airport Commission					
Expenses	64,977	86,613	87,850	87,850	1.4%
499 Cable Advisory Commission					
Expenses	47,061	58,120	62,700	62,700	7.9%
I. General Governt.	**$1,070,985**	**$1,037,620**	**$1,014,426**	**$1,014,426**	-2.2%
II. FINANCE					
131 Finance Committee					
Expenses	$3,832	$5,300	$5,300	$5,300	
Reserve Fund	0	35,000	35,000	35,000	
sub-total	3,832	40,300	40,300	40,300	0.0%
135 Town Accountant					
Personal Services	146,363	154,451	156,732	156,732	
Expenses	40,054	32,900	37,748	37,748	
sub-total	186,417	187,351	194,480	194,480	3.8%
136 Information Systems Department					
Personal Services	44,812	49,481	49,481	49,481	
Expenses	74,348	91,200	73,650	73,650	
sub-total	119,160	140,681	123,131	123,131	-12%

Budget	Actual FY 2003	Budget FY 2004	Selectmen FY 2005	FinCom FY 2005	% 04-05
141 Board of Assessors					
Personal Services	117,481	119,315	117,862	117,862	
Expenses	31,142	20,541	30,971	30,971	
sub-total	148,624	139,856	148,833	148,833	6.4%
145 Treasurer/Collector					
Personal Services	118,674	119,235	124,776	124,776	
Expenses	23,518	57,500	51,959	51,959	
sub-total	142,192	176,735	176,735	176,735	0.0%
710 Debt Service					
Expenses	2,474,520	1,480,113	1,607,833	1,607,833	8.6%
820 Tax Title					
Expenses	30,071	39,000	30,000	30,000	-1.3%
910 Retirement/Benefits/Insurance					
Expenses	3,556,579	3,780,629	4,304,728	4,304,728	13.9%
II. Finance	**$6,661,396**	**$5,984,665**	**$6,626,039**	**$6,626,039**	10.7%
III. PUBLIC SAFETY					
210 Police					
Personal Services	$1,315,884	$1,412,407	$1,397,983	$1,377,493	
Expenses	90,881	92,100	96,400	96,400	
sub-total	1,406,765	1,504,507	1,494,383	1,473,893	-0.7%
211 Police Station					
Expenses	36,097	26,600	26,600	26,600	0.0%
220 Fire					
Personal Services	226,479	288,556	295,731	295,731	
Expenses	107,796	127,017	127,057	127,057	
sub-total	334,275	415,573	422,788	422,788	1.7%
231 Ambulance Service					
Expenses	65,776	174,168	165,200	165,200	-5.1%
240 Inspections					
Personal Services	113,034	112,017	123,030	123,030	
Expenses	20,957	16,215	17,215	17,215	
sub-total	133,991	128,232	140,245	140,245	9%
241 Community Development					
Personal Services	130,774	188,493	100,541	100,541	
Expenses	6,518	500	1,000	1,000	
sub-total	137,292	188,993	101,541	101,541	-46%
291 Emergency Management					
Personal Services	1,200	1,200	0	0	
Expenses	153	225	225	225	
sub-total	1,353	1,425	225	225	-84%

Budget	Actual FY 2003	Budget FY 2004	Selectmen FY 2005	FinCom FY 2005	% 04-05
294 Harbor Committee					
Expenses	598	1,553	1,553	1,553	0.0%
295 Harbormaster					
Personal Services	86,614	108,275	108,924	108,924	
Expenses	19,006	25,000	25,000	25,000	
sub-total	105,621	133,275	133,924	133,924	0.5%
296 Shellfish					
Personal Services	30,710	31,385	32,076	32,076	
Expenses	6,430	4,860	4,820	4,820	
sub-total	37,140	36,246	36,896	36,896	1.8%
299 Parking					
Personal Services	290,929	313,787	313,756	313,756	
Expenses	57,110	46,558	45,500	45,500	
sub-total	348,040	360,345	359,256	359,256	-0.3%
III. Public Safety	**$2,606,946**	**$2,970,918**	**$2,882,611**	**$2,862,121**	-3.0%
IV. PUBLIC WORKS					
192 Buildings & Grounds					
Personal Services	$374,772	$399,357	$380,459	$380,459	
Expenses	207,961	194,461	189,015	189,015	
sub-total	582,734	593,818	569,474	569,474	-4.1%
421 Administration					
Personal Services	121,975	90,114	93,846	93,846	
Expenses	152,088	172,238	164,800	164,800	
sub-total	274,063	262,352	258,646	258,646	-1.4%
422 Highway					
Personal Services	235,497	239,003	238,936	205,173	
Expenses	42,809	53,170	49,300	49,300	
sub-total	278,306	292,173	288,236	254,473	-1.3%
423 Snow & Ice					
Personal Services	51,386	34,397	36,451	36,451	
Expenses	46,730	22,920	20,866	20,866	
sub-total	98,116	57,317	57,317	57,317	0.0%
431 Solid Waste/Recycling					
Personal Services	293,716	305,401	310,779	310,779	
Expenses	91,048	124,770	118,550	118,550	
sub-total	384,764	430,171	429,329	429,329	-0.2%
439 Waste Disposal/Other					
Expenses	290,524	244,996	250,322	250,322	2.2%
IV. Public Works	**$1,908,507**	**$1,880,827**	**$1,853,324**	**$1,819,561**	-1.5%

Budget	Actual FY 2003	Budget FY 2004	Selectmen FY 2005	FinCom FY 2005	% 04-05
V. PUBLIC SERVICES					
511 Health Agent					
Personal Services	$76,429	$86,944	$89,466	$89,466	
Expenses	10,787	24,657	10,590	10,590	
sub-total	87,216	111,601	100,056	100,056	-10%
512 Public Health/Nurse					
Personal Services	11,010	13,111	10,794	10,794	
Expenses	26,377	31,455	29,455	29,455	
sub-total	37,387	44,566	40,249	40,249	-9.7%
513 Board of Health					
Expenses	2,152	2,292	2,272	2,272	-0.9%
525 Cape End Manor					
Personal Services	2,137,973	2,016,869	2,011,292	2,011,292	
Expenses	1,091,428	902,360	918,500	918,500	
sub-total	3,229,401	2,919,229	2,929,792	2,929,792	0.4%
541 Council on Aging					
Personal Services	126,125	132,162	137,296	137,296	
Expenses	9,368	10,045	10,045	10,045	
sub-total	135,493	142,207	147,341	147,341	3.6%
543 Veterans Services					
Personal Services	10,192	10,192	10,599	10,599	
Expenses	11,088	16,885	15,690	15,690	
sub-total	21,280	27,077	26,289	26,289	-2.9%
610 Library					
Personal Services	149,220	167,051	168,993	168,993	
Expenses	63,021	68,559	63,957	63,957	
sub-total	212,241	235,610	232,950	232,950	-1.1%
620 Administration					
Expenses	595	7,500	2,500	2,500	-67%
630 Recreation Department					
Personal Services	101,199	109,926	109,926	109,926	
Expenses	12,633	13,000	13,000	13,000	
sub-total	113,832	122,926	122,926	122,926	0.0%
651 Beautification Cte *Funded by Tourism Fund*					
Expenses	10,161	10,250	10,760	10,760	5.0%
671 Heritage Museum					
Expenses	18,354	0	0	0	
672 Art Commission					
Expenses	11,245	14,230	16,300	16,300	14.5%
673 Cultural Council					
Expenses	0	2,500	2,500	2,500	0.0%

699 Tourism *Funded by Tourism Fund* - to be appropriated as warrant article

Budget	Actual FY 2003	Budget FY 2004	Selectmen FY 2005	FinCom FY 2005	% 04-05
Coordination/Support	64,540	80,254	0	0	
Marketing	123,284	129,980	0	0	
Municipal Projects	99,999	102,250	0	0	
Promotional Events	89,210	101,328	0	0	
sub-total	377,033	413,812	0	0	-100%
V. Public Services	**$4,256,388**	**$4,053,800**	**$3,633,935**	**$3,633,935**	-10%
VI. PUBLIC SCHOOLS					
300 Provincetown Public Schools				SchoolCom	
Total	4,060,913	4,134,462	4,185,330	4,185,330	1.9%
310 Cape Cod Regional Tech High					
Expense	51,788	42,298	53,851	53,851	27.3%
VI. Public Schools	**$4,112,701**	**$4,176,760**	**$4,239,181**	**$4,239,181**	2.1%

OPERATING BUDGET SUMMARY

I. General Govt	$1,070,985	$1,037,620	$1,014,426	$1,014,426	-2.2%
II. Finance	6,661,396	5,984,665	6,626,039	6,626,039	10.7%
III. Public Safety	2,606,946	2,970,918	2,882,611	2,862,121	-3.0%
IV. Public Works	1,908,507	1,880,827	1,853,324	1,819,561	-1.5%
V. Public Services	4,256,388	4,053,800	3,633,935	3,633,935	-10%
Subtotal, I-V	$16,504,221	$15,927,829	$16,010,335	$15,956,082	0.5%
VI. Public Schools	4,112,701	4,176,760	4,266,181	4,239,181	2.1%
Total, I-VI	$20,616,922	$20,104,589	$20,276,516	$20,195,263	0.9%

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Article 2. FY 2005 Operating Budget.
Division I. General Government.

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of $677,481, and transfer from the Land Bank fund the sum of $336,945, for a total of $1,014,426, to fund operating budgets for the several Town departments for Fiscal Year 2005 under budget Division I, General Government, as requested by the Board of Selectmen.
Motion Passed.

Article 2. FY 2005 Operating Budget.
Division II. Finance

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Sarah Peake moved that the Town vote to raise and appropriate the sum of $6,626,039 to fund operating budgets for the several Town departments for Fiscal Year 2005 under budget Division II, Finance, as requested by the Board of Selectmen.
Motion Passed.
Article 2. FY 2005 Operating Budget.
Division III. Public Safety

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS AS AMENDED

Sarah Peake moved that the Town vote to raise and appropriate the sum of $2,514,355, transfer from the Parking Fund the sum of $359,256; and transfer from the Municipal Waterways Fund the sum of $9,000, for a total of $2,882,611, to fund operating budgets for the several Town departments for Fiscal Year 2005 under budget Division III, Public Safety, as requested by the Board of Selectmen.

Finance Committee Chair Ruth Gilbert moved to amend the 210-A Police-personal services line to read "$1,377,493." **Amendment Does Not Pass. (For 51 Against 81)**

Austin Knight moved to eliminate budget 241 Community Development in Division III Public Safety. **Amendment Does Not Pass.**

David Nicoleau moved to adjourn meeting.
Motion Does Not Pass.

Motion Passed.

10:40 p.m. Mary-Jo Avellar moved to adjourn until tomorrow, Tuesday, April 13, 2004 at 6:00 pm.
Motion Passed.

Town Moderator Elizabeth Steele-Jeffers called the meeting to order at 6:00 pm on Tuesday, April 13, 2004.

Article 2. FY 2005 Operating Budget.
Division IV. Public Works

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS AS AMENDED

Michele Couture moved that the Town vote to raise and appropriate the sum of $1,843,324, and transfer from the Cemetery Perpetual Care Fund the sum of $10,000, for a total of $1,853,324, to fund operating budgets for the several Town departments for Fiscal Year 2005 under budget Division IV, Public Works, as requested by the Board of Selectmen.
Motion Passed.

Article 2. FY 2005 Operating Budget.
Division V. Public Services

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Richard Olson moved the Town vote to raise and appropriate the sum of $3,623,175, and transfer the sum of $10,760 from the Tourism Fund for the Beautification budget, for a total of $3,633,935, to fund operating budgets for the several Town departments for Fiscal Year 2005 under budget Division V, Public Services, as requested by the Board of Selectmen.
Motion Passed.

Article 2. FY 2005 Operating Budget.
Division VI. Public Schools - motion 1

SCHOOL COMMITTEE RECOMMENDS
FINANCE COMMITTEE RECOMMENDS

School Committee Chair Terese Nelson moved that the Town vote to raise and appropriate the sum of $4,185,330 to fund the 300 Provincetown Public Schools budget for Fiscal Year 2005.

Finance Committee Chair Ruth Gilbert moved to amend the Provincetown Public Schools budget for Fiscal Year 2005 to read "$4,160,330." **Amendment Does Not Pass (For 89 Against 97)**

Motion Passed.

Article 2. FY 2005 Operating Budget.
Division VI. Public Schools - motion 2

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of $53,851 to fund the 310 Cape Cod Regional Technical High School budget for Fiscal Year 2005.
Motion Passed.

Article 2. FY 2005 Operating Budget Bottom Line.

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of $19,523,555; transfer from the Parking Fund the sum of $359, 256; transfer from the Land Bank Fund the sum of $336,945; transfer from the Tourism Fund the sum of $10,760; transfer from the Municipal Waterways Fund the sum of $9,000; and transfer from the Cemetery Perpetual Care Fund the sum of $10,000; for a total of $20,249,516 to fund operating budgets for the several Town departments for Fiscal Year 2005 in accordance with Chapter 9, section 1 of the Provincetown Charter.
Motion Passed.

Article 3. ***FY 2005 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 2005:

440 Wastewater Enterprise Fund	*FY 2004*	*FY 2005*	*%*
Enterprise Fund Costs	$1,931,415	$1,925,096	
General Fund Costs	280,000	280,000	
TOTAL COSTS	$2,211,415	$2,205,096	
TOTAL REVENUES	$1,400,164	$2,052,410	*-0.3%*
From WWEF Fund Balance	$811,251	$152,686	

450 Water Enterprise Fund	*FY 2004*	*FY 2005*	*%*
Enterprise Fund Costs	$1,317,333	$1,452,812	
General Fund Costs	280,000	280,000	
TOTAL COSTS	$1,597,333	$1,738,412	
TOTAL REVENUES	$1,923,858	$1,917,824	*+8.8%*
To WEF Fund Balance	$326,525	$179,412	

or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

Article 3. FY 2005 Enterprise Funds.

1. *440 Wastewater Enterprise Fund.*

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Cheryl Andrews moved that the Town vote that $2,205,096 be appropriated to operate the Wastewater Enterprise Fund, for $2,052,410 to come from enterprise fund revenues, $152,686 to come from Wastewater Enterprise retained earnings, and further, $280,000 to be appropriated in the general fund and funded from Wastewater Enterprise revenues.
Motion Passed.

Article 3. FY 2005 Enterprise Funds.
2. 450 Water Enterprise Fund.

FINANCE COMMITTEE RECOMMENDS
BOARD OF SELECTMEN RECOMMENDS

Cheryl Andrews moved that the Town vote that $1,738,412 be appropriated to operate the Water Enterprise Fund, for $1,452,812 to come from Water Enterprise Fund revenues, and further, $285,600 to be appropriated in the general fund and funded from Water Enterprise revenues.
Motion Passed.

Article 4. ***FY 2005 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 2005 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter as follows:

1. *Replace Fire ALS Truck*: $30,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of Fire ALS Truck, and costs related thereto;

2. *Police Vehicles*: $43,018 to be expended under the direction of the Town Manager and the Chief of Police for replacement of two police vehicles, and costs related thereto;

3. *Streets and Sidewalks:* $50,000 to be expended under the direction of the Town Manager and the Director of Public Works for street and sidewalk maintenance and repairs, and costs related thereto;

4. *Drainage:* $50,000 to be expended under the direction of the Town Manager and the Director of Public Works for drainage maintenance and repairs, and costs related thereto;

5. *Stormwater master plan Improvements:* $50,000 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;

6. *Town Hall Structural Repairs - Design:* $60,000 to be expended under the direction of the Town Manager and the Director of Public Works for the design of structural repairs to Provincetown Town Hall, and costs related thereto;

7. *Wastewater Phase II Facilities Planning:* $200,000 to be expended under the direction of the Town Manager and the Director of Public Works for wastewater Phase II facilities planning, and for costs incidental and related thereto;

8. *DEP Water Management Permit/New Source Development:* $250,000 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 4. FY 2005 Capital Improvements Program.

1.Replace Fire ALS Truck:

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

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

Mary-Jo Avellar moved that the Town vote to appropriate and borrow the sum of $30,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of Fire ALS Truck, 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's vote declared).

Article 4. FY 2005 Capital Improvements Program.

2. Police Vehicles:

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS $32,911: 6-0-1

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

Mary-Jo Avellar moved that the Town vote to appropriate and borrow the sum of $43,018 to be expended under the direction of the Town Manager and the Chief of Police for replacement of two police vehicles, 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.

Finance Committee member Mark Leach moved that the Town vote to amend Article 2, Item 2 to reduce the figure from $43,018 to $32,911 for one vehicle. **Amendment Passed.**

Motion As Amended Passed (2/3's vote declared).

Article 4. FY 2005 Capital Improvements Program.
3. Streets and Sidewalks:

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 $50,000 to be expended under the direction of the Town Manager and the Director of Public Works for street and sidewalk maintenance and repairs, and costs related thereto.
Motion Passed.

Article 4. FY 2005 Capital Improvements Program.
4. Drainage:

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 6-0-1

Sarah Peake moved that the Town vote to raise and appropriate the sum of $50,000 to be expended under the direction of the Town Manager and the Director of Public Works for drainage maintenance and repairs, and costs related thereto.
Motion Passed.

Article 4. FY 2005 Capital Improvements Program.
5. Stormwater master plan Improvements:

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

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

Michele Couture moved that the Town vote to appropriate and borrow the sum of $50,000 to be expended under the direction of the Town Manager and the Director of Public Works for stormwater improvements 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(1) and 7(22), of the

General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.
Motion Passed (2/3's vote declared).

Article 4. FY 2005 Capital Improvements Program.
6. Town Hall Structural Repairs - Design:

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-0

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

Richard Olson moved that the Town vote to appropriate and borrow the sum of $60,000 to be expended under the direction of the Town Manager and the Director of Public Works for the design of structural repairs to Provincetown Town Hall, 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(21) and 7(22), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.
Motion Does Not Pass. For 90 Against 69 (2/3rd Vote Required)

Article 4. FY 2005 Capital Improvements Program.
7. Wastewater Phase II Facilities Planning:

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

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

Cheryl Andrews moved that the Town vote to appropriate and borrow the sum of $200,000, to be expended under the direction of the Director of Public Works for the development of Phase II plans and specifications for construction of an 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.
Motion Passed (2/3's vote declared).

Article 4. FY 2005 Capital Improvements Program.
8. DEP Water Management Permit/New Source Development:

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

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

Mary-Jo Avellar moved that the Town vote to appropriate and borrow the sum of $250,000 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 the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 8(3A), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

Steve Roderick moved to amend Article 4 Section 8 to transfer from the Water Enterprise Fund the sum of $250,000, instead of borrowing. **Amendment Does Not Pass.**

Motion Passed (2/3's vote declared).

Article 5. ***FY 2005 Revolving Accounts.*** To see if the Town will vote to continue for FY 2005 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;
(3) *Sales of Vaccines:* to allow receipts from sales of vaccines to be segregated into a special account; and with funds therefrom, up to a limit of $10,000 annually, to be expended for purchase of vaccines under the direction of the Director of Public Health and the Town Manager;
or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

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

Sarah Peake moved that the Town vote to approve Article 5 as printed in the warrant.

Motion Passed.

PERSONNEL MATTERS

Article 6. ***Amendments to Personnel By-law/Classification and Compensation Plan.*** To see if the Town will vote as follows:

1. ***Schedule B:*** to amend Schedule B," "Fire Department Positions," effective July 1, 2004, as requested by the Board of Fire Engineers, as follows:

Annual Stipends for Reimbursement of Expenses

Position	Current	Proposed
Deputy Fire Chief	$6,000	
District Fire Chief/Engineer	2,000	
Firefighter	600	
Fire Auxiliary	275	
Fire Captain *(additional stipend)*	450	
Fire Lieutenant *(additional stipend)*	275	
House Steward *(additional stipend)*	1,000	
Ladder Steward *(additional stipend*	1,160	
Main Station Steward *(additional stipend)*	4,800	
Oil Inspector	1,747	
Rescue Captain *(additional stipend)*	1,000	
Rescue Lieutenant *(additional stipend)*	800	
Rescue Steward *(additional stipend)*	1,600	
Rescue Training Officer *(additional stipend)*	1,500	
Radio Officer *(additional stipend)*	500	
Air Officer *(additional stipend)*	800	

Annual Salary

Position	Current
Fire Chief	$22,500

Non-Firefighter Positions

Position	Current	Proposed
First Responders	$12.00 per call	
EMT-Basic	15.91/hour	16.39/hour
EMT-Intermediate	17.24	17.76
EMT-Paramedic	19.10	19.67
Stand-by	14.03	
Safety Inspections	14.03	
Rescue Squad participation	$250.00 per quarter	

2. ***Schedule C:*** to amend Schedule C, "Seasonal and Part-time Non-Union Positions," by applying a 2% salary schedule adjustment effective July 1, 2004, as follows:

	Proposed Position Classifications	*Actual*	*Proposed*
	Hourly Rates of Pay	*FY 2004*	*FY 2005*
L	Parking Lot Technical Manager	$15.16	$15.47
	Property Inspector (Assessors)	15.16	15.47
K	Assistant Harbormaster with police powers	14.73	15.03
	Police Officer, Summer/Auxiliary	14.73	15.03
J	Seasonal Recreation Swimming Instructor	14.31	14.60
I	Parking Meter Collection/Repair	14.03	14.31
H	Police Matron	13.63	13.90
	Police Summer Dispatcher	13.63	13.90
G	Parking Department Clerk	13.37	13.64
	Licensing Assistant	13.37	13.64
F	Assistant Harbormaster w/o police powers	12.98	13.24
	Parking and Traffic Officers	12.98	13.24
	Parking Lot Assistant Technical Manager	12.98	13.24
	Parking Meter Enforcement	12.98	13.24
	Secretary, On-call Relief	12.98	13.24
	Transfer Station Laborer	12.98	13.24
E	Veterans Agent	12.74	13.00
D	Library Circulation Aide	12.37	12.62
	Parking Lot Attendant/Out-booth/Floater	12.37	12.62
C	Barrels & Grounds Laborer	12.02	12.26
	Restroom/Building Custodian	12.02	12.26
	Seasonal Recreation Supervisor	12.02	12.26
B	*No Positions Assigned*	11.79	12.03
A	Council on Aging Cook	11.56	11.79
	Parking Lot Attendant/In-booth	11.56	11.79
	Seasonal Recreation Aides	11.56	11.79
	Annual Stipends		
	Emergency Management Director	1,200.00	
	Gas Inspector	5,000.00	
	Plumbing Inspector	5,000.00	

and to raise and appropriate the sum of $9,998 and transfer $5,395 from the Parking Fund, for a total of $15,393, for raises for positions contained on Schedule C for FY 2005; or to take any other action relative thereto.

[Requested by the Personnel Board and the Town Manager]

PERSONNEL BOARD RECOMMENDS: 4-0-0
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 7-0-0

Michele Couture moved that the Town vote to approve Article 6 as printed in the warrant.
Motion Passed.

ZONING AMENDMENTS

Article 7. ***Zoning By-law Amendment: Adding Illumination Criteria to the Site Plan Review Process.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Article 4 Special Regulations, Section 4162 Consideration, by adding Consideration #6, as follows:

> 4162 Consideration In its review of the site plan, the Planning Board shall consider the following:
> 1. That the plan is in accordance with the Provincetown Zoning By-Laws.
> 2. That the plan meets the design requirements outlined in Section 4163.
> 3. That all necessary permits have been obtained or are approved and pending.
> 4. All ways within the site shall be designed so that they will provide for safe vehicular traffic.
> 5. That the plan shall address the requirements of Section 5331.
> 6.That development must conform to the illumination standards of Section 3430 Illumination, including the requirements of Subsections 3431 and 3432 of the Zoning By-laws.

The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Planning Board member Howard Burchman moved that the Town vote to approve Article 7 as printed in the warrant.
Motion Passed (2/3's vote declared).

Article 8. ***Zoning By-law Amendment: Adding "Dormitory Housing" to the "Hotel/Motel" Definition in the Zoning By-laws.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Article 1, Definitions so that it reads as follows, with additions shown in italics: "**Hotel, Motel, or Dormitory Housing** shall mean a building or group of buildings providing sleeping

accommodations (but not individual cooking facilities) for persons lodged with or without meals on a transient basis for compensation, *or on a seasonal or year-round basis,* but not meeting the definition of "Boarding, Lodging or Tourist Home or Inn." The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto. *[Requested by the Local Comprehensive Plan Implementation Committee]*

PLANNING BOARD RECOMMENDS AS AMENDED: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Planning Board member Barnett Adler moved that the Town vote to approve Article 8 as printed in the warrant, with the following amendment: That the new definition of "Hotel, Motel, Dormitory Housing" reads as follows:

> **Hotel, Motel, Dormitory Housing** shall mean a building or group of buildings providing sleeping accommodations (but not individual cooking facilities) for persons lodged with or without meals on a transient basis for compensation, but not meeting the definition of "Boarding, Lodging or Tourist Home or Inn." Dormitory housing may be on a seasonal or year round basis, but must be for more than a month, and may be related to employment, educational or cultural purposes.

Motion Passed (2/3's vote declared).

Article 9. ***Zoning By-law Amendment: Parking Requirements.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Parking Requirements, Section 2472 All Districts, and Section 2473 Certain Districts, by adding the text italics and/ or underlining, and deleting the text with strikeovers:

> **2470 Parking Requirements**
>
> **2471 Applicability.** All parking demand created by new structures or uses, and expansion or change of use in existing structures, shall be accommodated on the premises entirely off-street ~~as follows~~, <u>to be calculated in accordance with the following table, rounding up for each resulting fraction. The</u> ~~with the exception that for multi-family developments of fewer than five dwelling units, the~~ Zoning Board of Appeals may grant a variance from this requirement <u>for multi-family developments of fewer than five dwelling units</u> if lot size or configuration makes meeting this requirement physically impossible, and for any use may grant a variance upon determination that special circumstances such as proximity to a municipal off-street parking lot render a lesser

provision adequate for all parking needs. Art galleries shall be exempt from the requirement of providing off-street parking.

2472 All Districts The following minimums must be complied with in all districts:

USE	NUMBER OF SPACES
Multi-family dwelling	1 space/dwelling unit
Hotel, Motel, Inn	1 space/guest unit plus:1 space/ resident employee;1 space/3 non-resident employee plus1 temporary space/10 guest units or fraction thereof
Boarding, Lodging or Tourist Home	1 space/guest unit
Affordable, elderly & or handicapped housing	*1 space per two residential units*

2473 Certain Districts In all districts except TCC, which is exempted, every non-residential structure or building shall provide for a minimum parking of five (5) cars or comply with the following schedule, whichever will produce the greater number of parking spaces. The space provided for ingress and egress may not be again calculated as parking area.

USE	NUMBER OF SPACES
Theater	1 space/5 seats
Church	1 space/8 seats
Funeral home	1 space/50 sq. feet floor area
Restaurant, bar	1 space/50 sq. feet floor area
Skating Rink	1 space/100 sq. feet floor area
Bowling alley	1 space/250 sq. feet floor area
Offices	8 spaces office or 1 space/350 square feet floor area whichever is greater~~*1 space/350 sq. feet of floor area*~~
Miscellaneous (any building or structure, notspecifically identified by one of the above mentioned use categories, which exceeds 350 sq. feet in floor area.)	1 space/350 sq. feet floor area or portion thereof

The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS AS AMENDED: 3-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Local Comprehensive Plan Implementation Committee member Ted Malone moved to approve Article 9 as printed in the warrant with the following amendments:

1. To change "Hotel, Motel, Inn" in the left column of Uses in Section 2472 All Districts to read "Hotel, Motel, Dormitory, Inn;" and
2. To change 2473 Certain Districts in the right column Number of Spaces (for offices) to delete "8 spaces/office or 1 space/350 square feet floor area whichever is greater," and replace it with "1 space/350 square feet floor area."
Motion Passed (2/3's vote declared).

Article 10. ***Zoning By-law Amendments, Section 2450, Permitted Accessory Uses.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Article 2, Use Regulations, Section 2450(G) Permitted Accessory Uses by amending the current permitted accessory use table as follows:
2450 Permitted Accessory Uses

		Residential			Commercial		Seashore	Public Use
		Res1	Res2	Res3 ResB	TCC	GC	S	M
G	Permitted Accessory Uses							
G1	Garage for 1 or 2 autos	Yes	Yes	Yes	Yes	Yes	No	No
G2	Vegetable or flower garden	Yes	Yes	Yes	Yes	Yes	Yes	Yes
G3	Home Occupation (see Sec. 3500)	Yes	Yes	Yes	Yes	Yes	Yes	BA
G4	Sale of seafood caught by a resident of the premises	No	No	Yes	Yes	Yes	No	No
G5	Stable	BA	BA	BA	BA	BA	BA	BA
G6	Temporary construction office or shelter	Yes	Yes	Yes	Yes	Yes	Yes	Yes
G7	Scientific Research or Development	BA	BA	BA	BA	BA	BA	BA
G8	Outdoor food dispensing machine	No	No	No	No	No	No	No
G9	Aircraft landing area	No	No	No	No	No	No	No
G10	Artist's studio	Yes	Yes	Yes	Yes	Yes	No	No
G11	Other customary accessory uses	BA	BA	BA	BA	BA	BA	BA
G12	Swimming Pool	BA	BA	BA	BA	BA	BA	BA
G13	Utility/ Garden Shed (120 sq. ft. max.)1	Yes	Yes	Yes	Yes	Yes	No	Yes
G14	Utility/ Garden Shed (96 sq. ft. max.)2	BA	BA	BA	BA	BA	No	No
G15	*Business, Professional Offices*	*PB*	*PB*	*PB*	*PB*	*PB*	*No*	*No*

Residential Commercial Seashore Public

[1] A utility/garden shed shall not exceed 120 square feet, nor exceed 9 feet in height from the finished floor to the roof ridge of a gable or gambrel roof or 7 feet to the highest point of any other roof configuration. The lowest point of the shed shall not be elevated more than 6 inches above the highest point of the natural grade within its footprint.

[2] Special Permits may be granted by the Zoning Board of Appeals for the installation of utility/garden sheds that meet at least 50% of the side and/or rear yard setback requirements of the district in which the property is located (Article 2, Section 2560) and at least 50% of building separation requirements (Article 2, Section 2550). Such Special Permits shall only be issued following a Public Hearing wherein the Zoning Board of Appeals determines that the installation of said shed cannot meet the current front, side and/or rear yard setback and building separation requirements. The benefits derived from the issuance of a permit shall outweigh any adverse effects such as hazard, congestion and environmental degradation. The shed shall not exceed 96 square feet, nor exceed 9 feet in height from the finished floor to the roof ridge for a gable or gambrel roof or 7 feet to the highest point of any other roof configuration. The lowest point of the shed shall not be elevated more than 6 inches above the highest point of the natural grade within its footprint. Doors and windows shall not face or open into an area of the standard side and rear yard setbacks of the district in which the shed is located. The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; Or take any other action relative thereto.

[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS AS AMENDED: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Local Comprehensive Plan Implementation Committee member Ted Malone moved that the Town vote to approve Article 10 as printed in the warrant, with the following amendment: that the Permitted Accessory Use Table show Use G15 (Business and Professional Offices) as a "Yes" rather than a "PB" in the Town Center Commercial Zoning District, and in the General Commercial Zoning District.
Motion Does Not Pass. For 55 Against 46 (2/3rd Vote Required)

Regina Binder moved to reconsider Article 10.
Motion to Reconsider Does Not Pass.

Article 11. ***Zoning By-law Amendment: Deleting Sign Regulations from Zoning By-law.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Article 3, General Requirements by deleting Section 3200, Sign Regulation in its entirety, The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS: 3-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Planning Board member Anne Howard moved that the Town vote to approve Article 11 as printed in the warrant.

Sarah Peake moved to table Article 11.
Motion Passed.

Town Moderator Elizabeth Steele-Jeffers adjourned the meeting until tomorrow, Wednesday, April 14, 2004 at 6:00 p.m.

Town Moderator Elizabeth Steele-Jeffers convened the meeting at 6:05 p.m.

Town Moderator Elizabeth Steele-Jeffers moved to take Article 11 off the table.
Motion passed.

Alix Ritchie moved to indefinitely postpone Article 11.
Motion Passed.

GENERAL BY-LAWS AMENDMENTS

Article 12. ***General By-law Amendment: Sign Regulations***. To see if the Town will vote to make the following changes to Section 10 of the Provincetown General By-laws, Sign Code Regulations:
(a) Amend Section 10-2-1 **Related Premises** by adding the following sentence at the end thereof:
"This requirement shall not apply to temporary signs, banners or posters covering social, holiday and political events."
(b) Amend Section 10-2-2 **Off Premises Signs** by adding the following sentence at the end thereof:

"This requirement shall not apply to temporary signs, banners or posters covering social, holiday and political events."

(c) Amend Section 10-1-3 **Length of time given for compliance** so that it reads as follows:

Non Conforming Signs: Length of Time Given for Compliance. All persons, firms and corporations having presently established signs shall obtain permits for said signs as hereinafter provided. *Except as otherwise provided herein, any sign existing at the time of enactment of this by-law which does not conform to this by-law, is a nonconforming sign. Each nonconforming sign shall conform to the provisions hereof on or before April 1, 2009.* ~~; and any presently existing signs, regardless of size, may remain as nonconforming until such time of replacement or repairs which would change the principle wording, size or shape. At such time, such changed sign as aforesaid must comply with the requirements of this By Law.~~ *Thereafter, any nonconforming sign shall be removed. Nonconforming signs which are structurally altered, relocated, or replaced, or which are not properly maintained, shall comply immediately with all provisions of this bylaw.*

(b) add the following new section:

10-1-4 Waiver from requirements

Signs in existence prior to November 1978 may seek a waiver from the requirements of this by-law from the Planning ~~Licensing~~ Board. Among the factors in deciding whether to waive certain requirements of this bylaw, the Committee shall consider the historic and cultural significance of the sign, the sign's visual impact on the surrounding area, the sign's impact and consistency with community character, and whether the sign will be detrimental to the general purposes of this by-law.

(c) Amend Section 10-5 **Temporary and Political Signs** by revising the second sentence to read:

Temporary signs, banners, and posters covering social, holiday and political events need not obtain prior authorization from the Building Commissioner, but must be firmly attached to a supporting device and present no undue hazard to the public.

or take any other action relative thereto.

[Requested by the Local Comprehensive Plan Implementation Committee]

LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
PLANNING BOARD RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

Mark Latour moved that the Town vote to indefinitely postpone approve Article 12.

Motion Passed.

Regina Binder moved to vote zoning articles in the order of Article 14, 15, 18, 17, 16, and 21.

Motion Passed.

Article 13. ***General By-law Amendment: Amendment to Temporary Sign Regulations in the General By-laws.*** To see if the Town will vote to amend the Provincetown General By-laws, Article 10, Section 5 Temporary and Political Signs as follows:

> **10-5. Temporary and political signs.** Cloth or cardboard signs, banners, and posters except posters intended for window display, shall be referred to the Building Inspector for approval and issuance of a permit. Temporary signs, banners, and posters covering ~~social, holiday and~~ political events must be firmly attached to a supporting device and present no undue hazard to the public. The time allowed for this type of advertising shall not exceed ninety (90) days. Control of political advertising during an election campaign shall be administered by the Inspector of Buildings who may grant a one-time group permit to the Chairman or Candidate of any party in lieu of individual permits. All such advertising must be removed within ten (10) days after the election date.
>
> Special Event Temporary Signs and/or Banners for social events and holidays approved within the context of the Sign Regulations and the Public Safety Policies developed by the Building/Inspection Department pursuant to 780 CMR, Massachusetts State Building Code sign requirements may contain the names and logos of sponsors. Signs for social events and holiday events which have been approved by the Inspector of Buildings, including but not limited to, those involving commercial sponsorships and advertisements, may be erected ten (10) days prior to the opening day of the event and shall be removed the day following the closing of the event. All signs, banners and posters must be firmly attached to a supporting device, and may present no undue hazard to the public.

Or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
PLANNING BOARD RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

Mark Latour moved that the Town vote to approve Article 13 as printed in the warrant.

Dana Faris moved to indefinitely postpone Article 13.
Motion to Indefinitely Postponed Passed.

Article 14. ***General By-Law Amendment, Illumination.*** To see if the Town will vote to amend the Provincetown General By-Laws by inserting the following language into Section 11 Building Regulations: **11-9 Illumination. "11-9-1 Overspill**. Illuminated signs, parking lot lighting, building floodlighting, or other exterior lighting other than municipal street lighting shall be so designed and arranged that their collective result does not create so much light overspill onto adjacent premises or roadway that it casts observable shadows, and so that it does not create glare from unshielded light sources." or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
PLANNING BOARD RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

Local Comprehensive Plan Implementation Committee member Regina Binder moved that the Town vote to approve Article 14 as printed in the warrant.
Motion Does Not Pass.

ZONING AMENDMENTS

Article 15. ***Zoning By-law Amendment, Article 5, Administration.*** To see if the Town will vote to amend Section 5300, Special Permits, as follows:
Section 5300 Special Permits
5310 Special Permit Granting Special Permit applications shall be heard and decided by the Board of Appeals or the Planning Board. ~~except where otherwise noted in this By-Law.~~
5320 Public Hearings Special Permits shall only be issued following public hearings held within sixty-five days after filing with the Special Permit Granting Authority an application, a copy of which shall forthwith be given to the Town Clerk by the applicant.
5330 Consideration Special Permits (other than those specified in Section 3420) shall be granted by the Special Permit Granting Authority only upon its written determination that the social, economic or other benefits of the proposal for the neighborhood or town outweigh any adverse effects such as hazard, congestion or environmental degradation.
5331 Development Impact Statements. WHEREAS due to the existing limitation of the Town's resources the impact of such an additional intensity use should be evaluated in a consistent framework. For the purpose of protecting the Town of Provincetown, Massachusetts – Zoning By-laws Page 45 safety, convenience and welfare of the inhabitants of the Town, before approval of any development/ conversion/construction requiring a Site Plan or Special Permit, the Special Permit Granting Authority ~~Planning Board or the Board of Appeals~~ may require that the

applicant submit a Development Impact Statement if the scope of the project or the characteristics of the location indicate a need therefore.

The Development Impact Statement shall contain appropriate supporting data, setting forth the probable impact or effect of the proposed project on the neighborhood and the Town generally. In compiling such Impact Statement, the applicant shall consult with the various Town Departments having knowledge and authority such as the Department of Public Works, Health Agent, Assessor, Finance Committee, Fire and Police Departments, Conservation Commission, etc. Such Development Impact Statement shall cover at least the subject area listed hereunder and such other subject areas as the Special Permit Granting Authority ~~Board of Appeals~~ may, in particular cases, deem necessary.

a. Impact of the density and location of the project on water supply, water quality or the provision thereof.

b. Impact of the individual and collective on-site septage system or systems on abutting property or any marsh, bog, pond, or other wetland or body of water by introducing therein excessive nutrients, dangerous chemical substances or pathological organisms.

c. Impact of drainage run-off in terms of possible damage to adjoining property and/or overload or silt up or contamination in any way of a marsh, bog, swamp or other wetland or body of water.

d. Impact of any proposed filling, cutting or other alteration of the topography or any devegetating operations on existing drainage patterns within or in the vicinity of the project.

e. Impact on any adjacent, access or other serving roads, whether public or private, including carrying capacity, maintenance and safety both during and after construction.

f. Impact of the estimated additional new service requirements in time and/or cost that the proposed project may place upon the Town sanitary disposal facilities for septage and solid waste disposal both during and after construction.

g. Impact of any additional burdens the proposed project may place upon the public safety services (such as fire and police), including probable cost in terms of hours and facilities both during and after construction.

h. Impact of additional burdens the proposed project may place upon Town administration, including Inspection Dept., Assessor, Treasurer, etc.

i. Impact of proposed project on solar access of neighboring buildings (ref. Chap. 637 MGL).

j. Impact of proposed development in terms of any probable detrimental effect on the ecology of the area, such as disruption of the biological environmental so as to endanger desirable species of trees and other vegetation or encourage proliferation of undesirable species, or so as to upset an existing balance between animal and insect pests and their natural bird, animal or insect predators, resulting in damage to either persons or useful and desirable forms of vegetation.

5340 Expiration Special Permits shall lapse twenty-four months following grant thereof (plus such time required to pursue or await the determination of an

appeal referred to in Sec. 17, Ch. 40A, G.L.) if a substantial use thereof or construction has not sooner commenced except for good cause as determined by the Special Permit Granting Authority. ~~Board of Appeals.~~
The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS: 3-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Local Comprehensive Plan Implementation Committee member Regina Binder moved that the Town vote to approve Article 15 as printed in the warrant.
Motion Does Not Pass. (2/3rd Vote Required)

Anne Howard moved to take Articles 17, 16, and 21 off the table and address them in that order.
Motion Passed.

Article 16. ***Zoning By-Law Amendment, Article 4, Special Regulations.*** To see if the Town will vote to amend Provincetown Zoning By-law Article 4, Special Regulations by adding the following new *Section 4700 Supplemental Use Requirements:*

4700 Supplemental Use Requirements

(a) Uses authorized under Special Permit

For uses otherwise authorized under special permit by the Zoning Board of Appeals pursuant to Section 2440 Schedule of Permitted Uses, in cases where such uses require Site Plan Review pursuant to Article 4 Special Regulations, the Special Permit Granting Authority shall be the Planning Board.

(b) In Res3/ResB, bank~~s~~ and professional office uses shall ~~have~~ be limited to no more than one firm ~~or~~ and 2,000 square feet per building and no more than one building per lot. In addition, ~~stock in trade is~~ retail sales are not permitted.

(c) Hotel, Motel, Inn, Restaurant, Bar.

No hotel, motel, inn, restaurant or bar holding or seeking to hold a license granted pursuant to General Laws, Chapter 138, Section 12; General Laws, Chapter 140, Section 2; or General Laws, Chapter 140, Section 183A, respectively, shall be used for the service of food or alcoholic beverages to the public or public entertainment, ~~nor any other premises or establishment for public entertainment,~~ nor any

establishment increase its Posted Occupant Load, unless such use has been authorized with a Special Permit from the Zoning Board of ~~Zoning~~ Appeals as provided for in Section 5300.

Any permit application under this section shall specify the area in which it is proposed that entertainment be offered, food or alcoholic beverages be served, and is to be accompanied by a plan showing the specific area of the proposed usage. No sale of food, drink, or other products to persons standing in the street, sidewalk, or parking areas at or about such establishment shall be permitted. Other outdoor service shall be allowed only ~~on~~ by Special Permit from the Zoning Board of Appeals.

To provide for the orderly implementation of this Section, the following guidelines shall prevail; an existing licensed use covered by this Section which does not have a Special Permit may continue (i.e. its license may be renewed or transferred) as nonconforming until a change, addition, or alteration (other than the name of the establishment) is made; all new licensed uses covered by this Section shall require a Special Permit.

(d) Storage Facility

Special Permits for rental storage facilities may ~~to~~ be granted on a yearly basis only, and only after, a Public Hearing and approval of the Building Inspector and Fire Department each year; storage of toxic or hazardous materials (as determined by the Building Inspector, Fire Department and Massachusetts Division of Hazardous Waste under the provision of Chapter 21 M.G.L.) is prohibited and shall be cause for permanent revocation of Special Permit.

(e) Parking Lots

Special Permits for parking lots are to be granted only after a Public hearing and approval of the Building Inspector, the Fire Department and the Police Department.

(f) Fast Food Establishments

After March 1, 1983, for any new construction, any substantial increase in intensity or use or any renovation of an existing structure to include the defined use, a Special Permit as specified in Sec. 5300 may be granted by the Board of Appeals:

(a) only upon its written determination that the proposed fast food establishment does not create any adverse effect due to hazard or congestion especially including traffic impacts as determined by a traffic impact assessment prepared by the applicant according to Institute of Transportation Engineers guidelines regarding carrying capacity/level of service of the affected streets and any proposed mitigation sufficient to offset those impacts;

(b) only if the applicant can demonstrate that the proposed use will not overburden public water, septage or solid waste facilities;

(c) only if the applicant provides and enforceable plan for the mitigation and control of trash and litter generated by the proposed establishment;

~~(d)~~ ~~any~~ only if the architecture and signage conforms to traditional Cape Cod style; and

(e) only if, in order to assure that the concerns of the abutters and residents will be considered as a significant factor in the determination of the benefits or adverse effects of the proposed fast food establishment on the neighborhood and the Town, the Zoning Board of Appeals shall ~~make a specific Finding of Significance regarding the response to the proposed use.~~ consider all of the issues identified in this Section (f) Fast Food Establishments, in determining whether to grant a Special Permit.

(g) Temporary Carnivals, Festivals and Fairs: Temporary Carnivals, Festivals and Fairs shall not exceed one week in duration.

(h) Temporary Structures

Dwellings: If a dwelling is destroyed by fire or other natural cause, a temporary dwelling such as a manufactured home built on a permanent chassis, designed for use with or without temporary foundation when connected to required utilities may be moved upon the lot for habitation by the resident(s) affected by the loss, provided that:

(a) the applicant has obtained all permits necessary for the temporary use from the building, electrical and health officials prior to occupancy;

(b) the occupancy of the temporary dwelling shall not exceed one year; and

(c) the applicant obtains a building permit to reconstruct the destroyed dwelling structure within three (3) months of the destruction of the original dwelling structure.

Commercial Structures: If a commercial use structure is destroyed by fire or other natural cause, a temporary structure may be erected upon the lot on which the original commercial structure was located, or within 300 feet of said lot for the operation of the business(s) for which that lot was used at the time the structures was destroyed. The temporary structure(s) shall meet the requirements of 780 CMR, the Massachusetts State Building Code, Sixth Edition, (and subsequent revisions and editions thereto) and Chapter 31 controlling temporary structure(s) shall require a special permit from the Zoning Board of Appeals as provided in Section 5300 of this By-law. The time that the temporary structures may remain shall not exceed 180 days.

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

[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS: 3-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Mark Latour moved to table Articles 16 and 17.
Motion Passed.

Article 16 taken off the table at 8:05 p.m. by majority vote.

Planning Board member Anne Howard moved to indefinitely postpone Article 16.
Motion Passed.

Article 17. ***Zoning By-law Amendments, Section 24~~0~~40, ~~Permitted Principal Uses~~Use Regulations.*** To see if the Town will vote to amend the Provincetown Zoning By-laws, Article 2, Use Regulations, as follows:
(a) By inserting the following new sentence at the end of Section 2410 Applications: "Further use regulations are set forth elsewhere throughout these By-laws, including without limitation, Section 4700 Supplemental Use Regulations." And
(b) By amending Section 2440 Permitted Principal Uses so that the use table provides as follows:
2440 Permitted Principal Uses

		Residential			Commercial		Seashore	Public Use
		Res1	Res2	Res3 ResB	TCC	GC	S	M
A.	Residential							
A1a	Single Family Dwelling							
	1. one per lot	Yes	Yes	Yes	Yes	Yes	No	No
	2. two per lot (each separate structure)	No	BAPB	Yes	Yes	Yes	No	No
	3. three or more (each separate structure)	No	No	~~Yes~~PB	~~Yes~~PB	~~Yes~~PB	No	No
A1b	Two Family Dwelling							
	1. one per lot	No	Yes	Yes	Yes	Yes	No	No
	2. two per lot	No	No	~~Yes~~PB	~~Yes~~PB	~~Yes~~PB	No	No
	3. three or more per lot	No	No,	~~Yes~~PB,	~~Yes~~PB,	~~Yes~~PB,	No	No
A2	Multi Family Dwelling	No	No	~~Yes~~PB	~~Yes~~PB	~~Yes~~PB	No	No
~~A3~~	~~Boarding, lodging or tourist homes~~	~~No~~	~~Yes~~	~~Yes~~	~~Yes~~	~~Yes~~	~~No~~	~~No~~
~~A4~~	~~Nursing Home~~	~~No~~	~~BA~~	~~BA~~	~~BA~~	~~BA~~	~~No~~	~~No~~
A5	Manufactured home park or subdivision	No	No	No	BA	BA	No	No
A6	Cluster Development	No	No	Yes	Yes	Yes	No	No

B.	Business							
B1	Business or professional offices, ~~banks~~	~~No~~PB	~~No~~PB	~~No1~~PB		Yes	Yes	No No
B2	Funeral Home	No	No	No	Yes	Yes	No	No
B3	Hotel, motel, *dormitory*, or inn	No~~5~~,	No~~5, Yes3~~BA,	~~Yes2~~BA,		~~Yes2~~BA,	No,	No
	Boarding, lodging or tourist homes	*No*	*Yes*	*Yes*	*Yes*	*Yes*	No	*No*
B4	Residential sales or service							
	a. neighborhood	BA	BA	BA	Yes	Yes	No	No
	b. art gallery	No	No	Yes	Yes	Yes	No	No
	c. motor vehicles sales, rental or services~~4~~	No	No	No	BA	Yes	No	No
	d. marine service, boat sales	No	No	No	Yes	Yes	No	No
	e. package store	No	No	No	BA	BA	No	No
	f. ~~all~~ other retail	No	No	No	Yes1~~7~~		Yes1~~7~~	No No
	g. banks	*No*	*No*	*BA*	*Yes*	*Yes*	*No*	*No*
B5	Restaurant, bar	No	No	No	BA~~6~~	BA~~6~~	No	No
B6	~~Rental Storage~~ Storage facility	No	No	BA~~9~~	BA~~9~~	BA~~9~~	No	No
B7	Parking lots	No	BA~~11~~	BA~~11~~	BA~~11~~,	BA~~11~~,	No	No
B8	Fast Food Establishments (excluding those with seating for less than ten and which occupy no more \ than a total of 500 square feet)	No	No	No,	BA~~12, Yes13~~*BA*,		No	No
C	Industrial							
C1	Seafood processing	No	No	No	BA	BA	No	No
C2	Boat building, repair overhaul							
	a. owner and one worker	BA	BA	Yes	Yes	Yes	No	No
	b. more workers	No	No	BA	Yes	Yes	No	No
C3	On-shore boat storage							
	a. one or two boats	Yes	Yes	Yes	Yes	Yes	Yes	Yes
	b. three or more boats	No	No	BA	Yes	Yes	No	No
C4	Oil, gas refining, processing pipelines			No	No	No	No	No No
C5	Earth removal	No	No	No	No	No	No	No

C6	Solid waste processing, disposal		No	No	BA	BA	BA	BA
								Yes
C7	Other manufacturing, processing		No	No	No	No	Yes	No
No								
C8	Public utility	No	No	~~BA~~PB,		~~BA~~PB,~~BA~~PB,No		
No								
C9	Transportation terminal	No	No	No	Yes	Yes	No	No
C10	Warehouse	No	No	No	No	Yes	No	No
C11	Contractor's yard	No	No	No	No	Yes	No	No
C12	Aircraft landing area	No	No	No	No	No	~~BA~~PB	No
D	Institutional							
D1	Religious or educational use							
	a. *uses* exempt from zoning prohibitions~~7~~ *under Sec. 3, Ch 40A MGL*							
Yes	Yes	Yes	Yes	Yes	Yes	Yes		
	b. all others	No	No	Yes	Yes	Yes	No	No
D2	Cemetery	BA	BA	BA	BA	BA	BA	BA
D3	Municipal Use	BA	BA	BA	BA	BA	BA	Yes
D4	Non-profit club							
	without entertainment	No	No	Yes	Yes	Yes	No	No
D5	Museum	No	No	Yes	Yes	Yes	No	No
D6	Hospital, other institutional							
	or philanthropic use	No	No	Yes	Yes	Yes	No	Yes
D7	Nursing Home	*No*	*BA*	*BA*	*BA*	*BA*	*No*	*No*
E	Recreational							
E1	Boys' or girls' camp	No	No	Yes	Yes	Yes	No	No
E2	Indoor recreation							
	a. commercial	No	No	No	Yes	Yes	No	No
	b. municipal	No	Yes	Yes	Yes	Yes	No	Yes
E3	Commercial outdoor recreation							
	a. tennis, golf, miniature							
	golf, stables	No	No	No	BA	Yes	No	No
	b. picnic area, commercial							
	beach, bathhouse	No	No	No	Yes	Yes	No	No
	c. campground	No	No	No	No	BA	No	No
	d. amusement park, drive-in							
	theater, cart track	No	No	No	No	No	No	No
	e. Temporary Carnivals,							
	Festivals & Fairs~~14~~	No	No	BA	BA	BA	No	No
	f. All other	No	No	No	BA	BA	No	No
F.	Other Principal Uses							
F1	Farms under 5 acres with							
	livestock, aquaculture	BA	BA	BA	BA	BA	BA	BA

F2	Other farms, nurseries, green houses	Yes	Yes	Yes	Yes	Yes	Yes	Yes
F3	Animal kennel	No	No	No	No	Yes	No	No
F3a	Animal hospital	No	No	BA	No	Yes	No	No
F4	Use having externally observable attributes similar to uses permitted above	BA	BA	BA	BA	BA	BA	BA
F5	Artist's Studio	BA	BA	Yes	Yes	Yes	Yes	No
F6	Temporary Single-family Dwelling~~15~~	Yes	Yes	Yes	Yes	Yes	No	No
F7	Temporary Commercial Structure~~16~~	No	No	BA	BA	BA	No	No
F8	All other principal uses	No	No	No	No	No	No	No

Residential Commercial Seashore Public

~~1. Except "YES" in W-B for banks and for professional offices including real estate, insurance, and accounting, without stock in trade, with no more than one firm or 2,000 square feet per building and no more than one building per lot.~~

~~2. Except "NO" if serving alcoholic beverages and containing fewer than twenty guest units.~~

~~3. Except "BA" if serving alcoholic beverages and containing fewer than twenty guest units.~~

~~4. No moped rental in all zones. 1980 ATM Art. 87 amended.~~

~~5. Except "YES" if existing as of January 1, 1981. 1981 ATM amended.~~

~~6. No sale of food, drink, or other products to persons standing in the street, sidewalk, or parking areas at or about such establishment. Other outdoor service allowed only on Special Permit from the Board of Appeals. 1982 ATM amended.~~

~~7. See sec. 3, Ch. 40A, M.G.L.~~

~~8. Except "BA" if the total number of dwelling units on the lot exceeds six (6). Obtaining a Special Permit does not relieve the applicant from the obligation of complying with the Plan Review under Section 4160 nor any other applicable By-law provision.~~

~~9. Special Permit to be granted on a yearly basis only, and only after, a Public Hearing and approval of the Building Inspector and Fire Department each year; storage of toxic or hazardous materials (as determined by the Building Inspector, Fire Department and Massachusetts Division of Hazardous Waste under the provision of Chapter 21 M.G.L.) shall be cause for permanent revocation of Special Permit.~~

~~10. *Left blank.*~~

~~11. Special Permit to be granted only after a Public hearing and approval of the Building Inspector, the Fire Department and the Police Department.~~

~~12. After March 1, 1983, for any new construction, any substantial increase in intensity or use or any renovation of an existing structure to include the defined use, a Special Permit as specified in Sec. 5300 may be granted by the Board of Appeals: (a) only upon its written determination that the proposed fast food establishment does not create any adverse effect due to hazard or congestion especially including traffic impacts as determined by a traffic impact assessment prepared by the applicant according to Institute of Transportation Engineers guidelines regarding carrying capacity/level of service of the affected streets and any proposed mitigation sufficient to offset those impacts; (b) only if the applicant can demonstrate that the proposed use will not overburden public water, septage or solid waste facilities; (c) only if the applicant provides and enforceable plan for the mitigation and control of trash and litter generated by the proposed establishment; (d) any if the architecture and signage conforms to traditional Cape Cod style; and (e) only if, in order to assure that the concerns of the abutters and residents will be considered as a significant factor in the determination of the benefits or adverse effects of the proposed fast food establishment on the neighborhood and the Town, the Board of Appeals shall make a specific Finding of Significance regarding the response to the proposed use.*~~

~~13. Architecture and signage must conform to traditional Cape Cod style and must be submitted to the Planning Board for review.~~

~~14. Temporary Carnivals, Festivals and Fairs shall not exceed one week in duration.~~

~~15. If a dwelling is destroyed by fire or other natural cause, a temporary dwelling such as a manufactured home built on a permanent chassis, designed for use with or without temporary foundation when connected to required utilities may be moved upon the lot for habitation by the resident(s) affected by the loss, provided that:~~

~~(a) the applicant has obtained all permits necessary for the temporary se from the building, electrical and health officials prior to occupancy;~~

~~(b) the occupancy of the temporary dwelling shall not exceed one year; and~~

~~(c) the applicant obtains a building permit to reconstruct the destroyed dwelling structure within three (3) months~~

~~of the destruction of the original dwelling structure.~~
~~16. If a commercial use structure is destroyed by fire or other natural cause, a temporary structure may be erected upon~~
~~the lot on which the original commercial structure was located, or within 300 feet of said lot for the operation of the~~
~~business(s) for which that lot was used at the time the structures was destroyed. The temporary structure(s) shall~~
~~meet the requirements of 780 CMR, the Massachusetts State Building Code, Sixth Edition, and Chapter 31 controlling~~
~~temporary structure(s) shall require a special permit from the Zoning Board of Appeals as provided in Section 5300 of~~
~~this By-law. The time that the temporary structures may remain shall not exceed 180 days.~~
1~~7~~. ~~Including adult entertainment uses, provided that said~~ adult entertainment uses must be located at least 500 feet from any other adult entertainment uses must be located at least 500 feet from any school, playground, museum, church, community center, municipal building, nursing home, or cemetery in Provincetown (ATM April 1998).
The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or take any other action relative thereto.
[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS AS AMENDED: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Planning Board member Anne Howard moved that the Town vote to approve Article 17 as printed in the warrant, with the following amendments: anywhere in the Table where it says PB change to BA, and in A1a2, cross out PB.

Article 17 taken off the table at 8:15 p.m. by majority vote.

Duane Gregory moved to indefinitely postpone Article 17.
Motion to Indefinitely Postpone Passed.

Article 18. ***Zoning By-law Amendment: Symbols*****.** To see if the Town will vote to amend the Provincetown Zoning By-laws, District Regulations, Section 2430, Symbols by inserting "and PB, a use as authorized under Special Permit from the Planning Board as provided for in Section 5300 Special Permits." at the end of the paragraph, so that

2430 Symbols In the following Use Regulation Schedule symbols shall mean the following: YES, a permitted use; NO, an excluded or

prohibited use; BA, a use authorized under Special Permit from the Board of Appeals as provided for in Section 5300 Special Permits, and PB, a use as authorized under Special Permit from the Planning Board as provided for in Section 5300 Special Permits.

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

[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDS: 3-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Mark Latour moved to indefinitely postpone Article 18.
Motion Passed.

ZONING AMENDMENTS

Article 19. ***Zoning Amendment: Adult Entertainment:*** To see if the Town will vote to amend the Zoning By-laws as follows:
1. By deleting footnote 17 from Section 2440(B4) and inserting a new Section 2440(B9) in the table of Permitted Principal Uses, which shall provide as follows:

		Res1	Res2	Res3	ResB	TCC	GC	S	M
B9	Adult Entertainment[1]								
	a. Establishment which displays live nudity for its patrons	No	No	No		Yes	Yes	No	No
	b. Other adult entertainment	No	No	No		Yes	Yes	No	No

[1] All adult entertainment uses must be located at least 300 feet from any library, school or playground. Further, all adult entertainment uses, other than establishments which display live nudity for their patrons and do not engage in other adult entertainment uses, must also be located at least 300 feet from any museum, church, community center, municipal building, nursing home or cemetery in Provincetown. Said setbacks are to be measured from the nearest points on

the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

And

2. By inserting a new Section 2450(G15) in the table of Permitted Accessory Uses, which shall provide as follows:

	Res1	Res2	Res3	ResB	TCC	GC	S	M
G15 Adult Entertainment[1]								
a. Establishment which displays live nudity for its patrons	No	No	No		Yes	Yes	No	No
b. Other adult entertainment	No	No	No		Yes	Yes	No	No

[2] Accessory adult entertainment uses are permitted, as indicated in the above table, where the adult entertainment use is accessory to a non-residential use that is either a permitted use or a legally preexisting nonconforming use. All such adult entertainment uses must be located at least 300 feet from any library, school or playground. Further, all such adult entertainment uses, other than establishments which display live nudity for their patrons and do not engage in other adult entertainment uses, must also be located at least 300 feet from any museum, church, community center, municipal building, nursing home or cemetery in Provincetown. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

Or to take any other action relative thereto.

[Requested by the Board of Selectmen]

PLANNING BOARD RECOMMENDS: 3-0-0
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Richard Olson moved that the Town vote to approve Article 19 as printed in the warrant, with the following changes:

1. Delete the following, second from footnote 1:

> Further, all adult entertainment uses, other than establishments which display live nudity for their patrons and do not engage in other adult entertainment uses, must

also be located at least 300 feet from any museum, church, community center, municipal building, nursing home or cemetery in Provincetown.

2. Delete the following, third sentence from footnote 2:

Further, all adult entertainment uses, other than establishments which display live nudity for their patrons and do not engage in other adult entertainment uses, must also be located at least 300 feet from any museum, church, community center, municipal building, nursing home or cemetery in Provincetown.

A further change to be made in 5.2 by changing the footnote number from 2 to 3.

Motion Passed (2/3's vote declared).

Article 20. ***Zoning Amendment: Definition of Theater:*** To see if the Town will vote to amend the Zoning By-laws as follows:

1. By amending Article 1 – Definitions, to add the following definition of "Theater" between the definitions of "Temporary Structure" and "Title 5 Design Flow":

Theater shall mean any indoor or outdoor use of property for the presentation of live entertainment or cinema for patrons, other than Adult Entertainment Uses, which are defined elsewhere in these By-laws.

And 2. By inserting a new Section 2440(B10) in the table of Permitted Principal Uses, which shall provide as follows:

	Res1	Res2	Res3ResB	TCC	GC	S	M
B10 Theater	BA	BA	BA	YES	YES	BA	BA

And 3. By inserting a new Section 2450(G16) in the table of Permitted Accessory Uses, which shall provide as follows:

	Res1	Res2	Res3ResB	TCC	GC	S	M
16 Theater	BA	BA	BA	YES	YES	BA	BA

or to take any other action relative thereto.

[Requested by the Board of Selectmen]

PLANNING BOARD RECOMMENDS: 3-0-0_
BOARD OF SELECTMEN RECOMMENDS 5-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Richard Olson moved to approve Article 20, as printed in the Warrant, with the following change:

1. Delete the following clause at the end of the definition of **Theater**:
"other than Adult Entertainment Uses, which are defined elsewhere in these By-laws"; and

2. replace it with the following:
"provided that Adult Entertainment Uses shall be subject to such further regulation as set forth elsewhere in these By-laws."

As revised, the definition will read as follows:

Theater shall mean any indoor or outdoor use of property for the presentation of live entertainment or cinema for patrons, provided that Adult Entertainment Uses shall be subject to such further regulation as set forth elsewhere in these By-laws.

A further change to be made in Section 2 changing the numbering 2440B (10) to 2440B (9) in the two places it appears.

Terese Nelson moved to amend the article by deleting the term "outdoor" from the definition of Theater. **Amendment Does Not Pass.**

Motion Passed (2/3's vote declared).

Article 21. ***Zoning By-law Amendment: Growth Management.*** To see if the Town will vote to amend the Provincetown Zoning By-law by amending Article 6 Growth Management By-law to read as follows:

Article 6 - Growth Management By-Law

Section 6100 Purpose

The purpose of this Article is to maintain the rate of development in the Town at a level which will allow the Town to provide in a planned and rational manner adequate public services and facilities to meet the needs of its current and future population without overburdening the Town's natural resources or the capacities of existing and planned public facilities, particularly with respect to provision of potable water, wastewater disposal, and solid waste disposal. The regulations provided in this Article are designed to effectuate the purposes of zoning in :

- facilitating adequate provision of water, drainage, sewerage, and other public health safety and welfare requirements;
- protecting and enhancing the character of the community and its historical and natural resources; and
- ensuring that the rate of development does not overly burden the capacity of the Town to absorb the costs of meeting water, sewerage and waste disposal

service demands in light of both fiscal constraints and limited availability of natural resources;

while at the same time, encouraging affordable housing development and minimizing hardship to persons of limited incomes who live, or may choose to live, in the town.

Section 6200 Applicability

1.Except as provided below this Growth Management By-law shall apply to all new construction, including new structures and enlargement, alteration or renovation of existing structures, to all new uses, and to all expansions, changes, or alterations of existing uses, which will result in an increase, no change, or a decrease in Title 5 Design Flow (pursuant to 310C.M.R. 15.00) as determined by the ~~Health Agent~~ Building Commissioner.

2.No building permit shall be issued for a new structure or for the enlargement, renovation or alteration of an existing structure and no occupancy permit shall be issued for any new use or any expansion, change or alteration of an existing use for which no building permit is required until~~; and unless either~~:

(a)~~T~~the ~~Health Agent~~ Building Commissioner determines the amount, if any, by which the ~~proposed use will not increase~~ Title 5 Design Flow will increase or decrease as a result of the proposed use. In making determinations of Title 5 Design Flow, the Building Commissioner shall apply the definitions of Fixed Standing and Seats as defined in Article 1, where applicable .~~; or~~

(b) In the event the ~~Health Agent~~ Building Commissioner determines the amount of ~~increase in~~ Title 5 Design Flow will increase, ~~which will result from the proposed use, and~~ no building permit or occupancy permit shall issue until the property owner obtains ~~Permit Coordinator issues~~ a Growth Management Allocation Permit sufficient to allow the increase.

(c)A use that has resulted in a determination of decreased Title 5 Design Flow within the previous 2 years may be changed, expanded, or altered so as to increase its Title 5 Design Flow up to and including the Title 5 Design Flow amount prior to the determination of decreased Title 5 Design Flow without obtaining a Growth Management Allocation Permit unless the owner of the subject property has expressly abandoned this right.

~~In making such determination, the Health Agent shall apply the definitions of Fixed Standing and Seats as defined in Article 1, where applicable.~~

3 ~~2~~. This Growth Management Zoning By-law shall not apply to Municipal Uses or approved laundromats.

4. ~~3.~~ Notwithstanding any other provisions of this By-law to the contrary, any building permit issued for construction authorized by a special permit granted prior to December 31, 2000 shall continue to be governed by the applicable provisions of the Growth Management By-law in effect on the date the special permit was granted, provided that:

a. ~~(1.)~~ the building permit application for such construction was submitted to the Department within six months of the date of the grant of the authorizing special permit, and

b. ~~(2.)~~ any delay in issuance of the building permit beyond the six month period following the grant of the special permit was due solely to the annual building permit limitations contained in the Growth Management By-law in effect on the date the special permit was granted.

5.~~4.~~ This Growth Management Zoning By-law shall not apply to:

a. the demolition, reconstruction and/or remodeling of dilapidated and/or condemned structures deemed by the Inspector of Buildings on or before March 1, 2000 to be a public safety hazard subject, however, to all other provisions of these By-laws governing maintenance, extension, alteration or change to pre-existing structures and/or uses.

b. construction of a single-family dwelling, one per lot, upon a vacant lot by the owner(s) of record ~~of owner(s)~~ thereof appearing at the Barnstable County Registry of Deeds as of March 1, 2000 which is intended to be occupied and is subsequently occupied for a continuous period of at least two (2) years by said owner(s) as his/her/their permanent principal residence. An Affidavit of Intention setting forth the owner(s) certification of intended commitment to compliance with the requirements of this subsection and signed and notarized under the pains

and penalties of perjury by said record owner(s) shall be filed with the Inspector of Buildings with any building permit application filed pursuant to this exception. No property utilizing this exception shall be eligible to receive an additional Growth Management Allocation Permit for a period of five (5) years from the date of issuance of the original Growth Management Allocation Permit nor may a qualifying person or persons under this exception ever re-qualify for a further exception under this subparagraph b.~~d.~~

c. single family dwellings where the owners are the resident and have a private well suitable for drinking. Said lot shall not be permitted to connect to the Town's water system.

6.~~5.~~ This Growth Management By-law shall not apply to non-profit health care related uses in the Highway Corridor Overlay District or in the Health Care Overlay District.

Section 6300 Procedure

1. Application for a Growth Management Allocation Permit may be made in writing to the Permit Coordinator only after having first applied for all other permits, (except building and occupancy permits), licenses, special permits, variances, determinations and/or orders of conditions for the proposed construction and/or use as deemed necessary by the Permit Coordinator including, if applicable, affordable housing permits awarded by the PLHP. For purposes of such application, statutory appeal periods relative to said permits, variances, special permits, determinations and/or orders of conditions, need not have expired without appeals having been taken in order for the Permit Coordinator to determine that an application for a Growth Management Allocation Permit is completed.

2. In order to be considered complete, a Growth Management Allocation Permit application must be accompanied by the application for any building permit

required for the proposed construction or, if no building permit is required, the application for an occupancy permit.

3. Growth Management Allocation permits shall be issued based upon the allowed Growth Limitation Goal allocation for each category at the beginning of each calendar year in the order that Completed Applications have been received in the Department of Regulatory Management and after the Department of Regulatory Management has had 30 days to review the Completed Application.

4.The Building Commissioner shall, two years after a determination of decreased Title 5 Design Flow, and provided that such Title 5 Design Flow has not increased during the two year period in accordance with Section 6200(2)(c) above, assign the difference in gallonage between the prior, higher Title 5 Design Flow use and the current use to a "Surplus Gallonage Pool."

Section 6400 Priorities

Growth Management Allocation Permits shall be issued on the basis of the order of use priorities listed within each General Use Category in the following Table, and within each use priority in order of the date of the completed applications. The first listed use within each General Use Category shall be the highest use priority within that General Use Category.

Section 6500 Table of Use Categories and Priorities

GENERAL USE CATEGORY 1

1. 1. Affordable Housing Units.

1. 2. "Community Development Projects"

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 bedrooms

2a2 Two-family dwellings projects that consist of 50%-99% affordable housing bedrooms

2a3 Single-family dwelling projects that consist of 50%-99% affordable housing bedrooms

2b1 Multi-family dwelling projects that consist of 33%-49.9% affordable housing bedrooms

2b2 Two-family dwelling projects that consist of 33%-49.9% affordable housing bedrooms

2b3 Single-family dwelling projects that consist of 33%-49.9% affordable housing bedrooms

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.~~
Market rate residential projects without affordable housing components including: single-family dwelling(s), two-family dwelling(s), and all other residential uses or expansions or alterations to existing residential structures or uses, that result in increased Title 5 flow, issued on a first-come, first-served basis.
GENERAL USE CATEGORY 4
4a. Office, Artists' Studio, For profit Nursing home, For profit Outpatient Rehabilitation Facility, issued on a first-come, first-served basis.
4b. Boarding, Lodging or Tourist Homes, Hotel, Motel, Inn, Camp, Cabin, Restaurant and Bar and all other non-residential uses, expansions or alterations to existing non-residential structures or uses and any change in non-residential use or increase in posted occupant load that results in increased Title 5 Design Flow, issued on a first-come first-served basis.
~~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.~~
Section 6600 Growth Limitation Goal Allocations
1. Initially, 13,200 gpd shall be allotted for assignment for Use Category 1. Thereafter, all unassigned gallonage remaining at the end of each calendar year for General Use Categories 1, 3, and 4 shall be allotted for assignment in the next calendar year for Use Category 1. 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."
2. The Growth Limitation Goal shall be allocated for categories 2, 3 and 4 each year as follows:
(a.) 1870 gpd shall be allocated for assignment under General Use Category 2.
(b.) 1100 gpd shall be allocated for assignment under General use Category 3.
(c.) 700 gpd shall be allocated for assignment under General Use Category 4.
3. 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 1.1 and 1.2 at the discretion of the Planning Board.
4.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 therefor. The Board of Selectmen shall hold a Public Hearing on the report in December of each year.

Section 6700 "Community Development Project" designation

6710 Purpose The purpose of the "Community Development Project" designation is to encourage development that advances the goals of the Local Comprehensive Plan ("LCP") and provides a distinct benefit to the Provincetown community while maintaining consistency with the purposes of the Growth Management by-law. A proposed development that is designated under Section 6740 as a "Community Development Project" is eligible for Growth Management Allocation Permits under General Use Category 1.2.

6720 Applicability Proposed development that requires a Growth Management Allocation Permit under Section 6200 Applicability may apply to the Planning Board for a Community Development project designation.

6730 Procedure To be considered for designation as a Community Development project, an applicant must submit the following information to the Planning Board:

1.Copy of a completed Growth Management Allocation Permit application:

2.Description of the project's consistency with the LCP including the following: description of project's consistency with the LCP Vision Statement, and the identification of at least two specific LCP goals that are advanced in the project;

3.Description of the need for the project in the Provincetown community and the measurable benefits the project would provide to the Provincetown community;

4.Draft deed restriction limiting the Title 5 Design Flow and use of the property to the use and gallonage allocated to the project under the Growth Management Allocation Permit.

6731 Public Hearing A "Community Development Project" designation application shall be decided following a public hearing held within sixty-five days after filing a complete application with the Planning Board, a copy of which shall be given to the Town Clerk by the applicant. Within 30 days of the aforementioned public hearing, the Planning Board shall either grant or deny the application for "Community Development Project' designation with a statement of reasons. Failure of the Planning Board to act within such time shall not result in constructive approval of the application.

6740 Consideration A Community Development Project designation may be granted only if the Planning Board determines that the applicant has demonstrated that the proposed project meets all of the following standards:

1.The proposed development is consistent with the Community Vision Statement of the LCP.

2.The proposed development advances at least two goals of the LCP and does not derogate from any LCP goals.

3.The development confers upon or results in demonstrable and measurable benefits to the Provincetown community.

4.The development does not derogate from the intent and purposes of the Growth Management by-law.

5.The property's future use and gallonage is limited to the use and amount allocated for the project by a deed restriction approved by the Planning Board.
6.The deed restriction referenced in Section 6730(4) shall be in a form approved by Town Counsel.

Section ~~6700~~ 6800 Scope and Validity of the By-law

Nothing in this Growth Management Zoning By-law shall nullify or exempt any property or use from any other provisions of these By-laws or other Town regulations. The invalidity of any section or provision of this By-law shall not invalidate any other section or provision hereof, nor shall it invalidate any building permit, occupancy permit or special permit issued in reliance on said section or provision prior the determination of its invalidity.

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

[Requested by the Local Comprehensive Plan Implementation Committee]

PLANNING BOARD RECOMMENDATION: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Alix Ritchie moved to table Article 21.
Motion Passed.

Article taken off the table at 8:25 p.m. by majority vote.

Planning Board member Anne Howard moved to indefinitely postpone Article 21.
Motion Passed.

Article 22. ***Zoning Amendment. Masonic Place Rezoning.*** To see if the Town will vote to amend the Provincetown Zoning By-Laws as follows: by adding the following paragraph to §2100, Establishment of districts: "The boundaries of the Town Center Commercial District shall be expanded to include those properties shown on a map, entitled "Masonic Place Expansion of Town Center Commercial District, Provincetown, MA" dated March 4, 2004, which map is on file with the Town Clerk's office and hereby incorporated by reference into the Zoning By-Laws. Those properties to be rezoned from Residential District 3 (Res 3) to Town Center Commercial District (TCC) include 11-3-040 (7 Masonic Place) and the adjacent property 11-3-041 (5 ½ Masonic place). (11-3-041 is already adjacent to the Town Center Commercial district, but is outside of that district)." The original copy of this zoning by-law change is on file for

public inspection in the Town clerk's office; or to take any other action relative thereto.
[Requested by Eliot Denault and others]

PLANNING BOARD HAS NO RECOMMENDATION: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Christopher Snow moved that the Town vote to approve Article 22 as printed in the warrant, with the following amendment; by adding the paragraph to section 2100 as presented in quotation marks under Article 22 of the warrant.
Motion Passed (2/3's vote declared).

Article 23. ***Zoning Amendment: Outdoor Display.*** To see if the Town will vote to amend the Zoning By-law, Article 2420, Outside Display, by amending Section E under "exceptions" to read as follows:

> E. The displaying and selling of commodities (excluding food and beverage) by businesses and residents during the weekend (Saturday and Sunday) *in May* of the "Monumental Yard Sale", which shall be under the sponsorship of a local businesspersons' organization*; and an inventory sale during Columbus Day Weekend (Saturday, Sunday, and Monday) in October* . ~~"The Monumental Yard Sale" will occur annually during the weekend prior to Memorial Day weekend~~. No displays or sales shall take place within or upon public land, sidewalks or roadways. Displays and sales shall only appear upon property of the participants, whether jointly or independently. Displays and sales shall not impede pedestrian traffic or cause concerns for the public's safety.

or to take any other action relative thereto.
[Requested by Rob Tosner and others]

PLANNING BOARD RECOMMENDS: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

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

Planning Board member Ellen Battaglini move that the Town vote to amend Article 23 so that the reference to Article 2420 reads "Article 3420."

Sarah Peake moved to amend the motion by adding after the words in May: "except Memorial Day Weekend". **Amendment Passed.**
Motion as Amended Passed (2/3's vote declared).

LAND

Article 24. ***Release of Fee Interest in Certain Abandoned Portions of Browne Street.*** To see if the Town will vote to amend its vote on Article 59 of the 1991 Annual Town Meeting and its vote on Article 27 of the 1992 Annual Town Meeting to release to the abutters the fee interest in those portions of the 1890 Browne Street layout that were abandoned by said Town Meeting actions, or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Board of Assessors]

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

Mary-Jo Avellar moved that the Town vote to indefinitely postpone action on Article 24.
Motion Passed.

Article 25. ***Abandon a Portion of Browne Street.*** To see if the Town will vote to discontinue and abandon as a Public Way and release to the abutters thereto the fee ownership in a certain portion of Browne Street, said portion being an unworked and/or unimproved way, which was accepted by the Town of Provincetown on February 10, 1890, all as shown on a Plan of Land Showing Layout of Browne Street, prepared by the Provincetown Assessors' Office and dated January 22, 2004, which plan is available for inspection in the Town Clerk's office and incorporated herein by reference, or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Board of Assessors]

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

Cheryl Andrews moved that the Town vote to indefinitely postpone action on Article 25.
Motion Passed.

Article 26. ***Hunting Within Cape Cod National Seashore.*** To see if the Town will vote to ask the Cape Cod National Seashore not to allow hunting and trapping within the entire boundaries governed by the Cape Cod National Seashore, or to take any other action relative thereto.

[Requested by Peter Souza and others]

BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-2-0
CONSERVATION COMMISSION DOES NOT RECOMMEND: 4-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION

Peter Souza moved that the Town vote to ask the Cape Cod National Seashore not to allow hunting and trapping within the entire boundaries governed by the Cape Cod National Seashore.
Motion Does Not Pass.

RESOLUTIONS OF TOWN MEETING

Article 27. ***Site Y for Cape End Manor Care Campus.*** To see if the Town will vote to instruct Governor Romney to investigate the State Department of Fish and Wildlife decision regarding environmental concerns based on misinformation to acquire surplus land known as Site Y Parcel No. 16-1-006, 625 Route 6, for construction purposes. In particular, the 5 acre parcel that was proposed for the Cape End Manor Care Campus. And further, that the Town vote to instruct Governor Romney to pursue through whatever means that the 5 acre parcel known as Site Y will be the site for the Cape End Manor Care Campus, or to take any other action relative thereto.
[Requested by Peter Souza and others]

BOARD OF SELECTMEN DOES NOT RECOMMEND: 4-0-1
FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-0
CONSERVATION COMMISSION DOES NOT RECOMMEND: 4-0-0

Peter Souza moved that the Town vote to approve Article 27 as printed in the warrant.
Motion Does Not Pass.

Article 28. ***Non-binding referendum to dissolve Provincetown Public Pier Corporation.*** To see if the Town will vote on a non-binding referendum "Should the Provincetown Public Pier Corporation be Dissolved." or to take any other action relative thereto.
[Requested by Luis M. Ribas and others]

BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-0-2
FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-0

John Baldwin moved that the Town vote on a non-binding referendum "Should the Provincetown Public Pier Corporation be dissolved."

Motion Passed. For 61 Against 51

OTHER FINANCIAL ARTICLES

Article 29. ***Study Septage at Wastewater Treatment Plant.*** To see if the town will vote to raise and appropriate or transfer from the Wastewater Enterprise Fund the sum of $20,000 to initiate and, pending approval of the state Department of Environmental Protection, fund a study and pilot program for the disposal of septage at the Provincetown sewage treatment plant supervised by the Sewer Team with Woodard & Curran.
[Requested by the Water & Sewer Board]

BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0
FINANCE COMMITTEE RECOMMENDS AS AMENDED: 8-0-0
CONSERVATION COMMISSION RECOMMENDS: 4-0-0

Jonathan Siniako moved that the Town vote to raise and appropriate the sum of $20,000 for Article 29.

Finance Committee member Matthew Clark moved that the Town vote to amend Article 29 to reduce the amount appropriated to $0. **Amendment Does Not Pass.**

Motion Passed.

Article 30. ***FY 2005 Human Services Grant Program.*** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $51,744 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	3,250
Consumer Assistance Council	250
Gosnold	13,000
Helping Our Women	5,500
Independence House.	3,800
Interfaith Council for the Homeless	2,344
Legal Services for Cod Cape & Islands	4,300
Lower Cape Outreach Council, Inc.	4,000
Mass Appeal	400
Outer Cape Health Services	4,500
Sight Loss Services, Inc.	400

Soup Kitchen in Provincetown	3,000
Total	*$51,744*

or to take any other action relative thereto.
[Requested by the Human Services Committee, the Board of Selectmen, and the Town Manager]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 8-0-0

Mary-Jo Avellar I moved that the Town vote to raise and appropriate the sum of $51,744 for Article 30.
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 $438,000 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. $81,500 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;
2. $140,000 for marketing, and costs related thereto;
3. $110,000 for promotional events, and costs related thereto;
4. $87,092 for municipal projects, and costs related thereto; and
5. $18,408 to reduce the Fiscal Year 2005 property tax levy to offset regional transit authority charges for the summer shuttle;

or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Visitor Services Board]

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

Sarah Peake moved that the Town vote to approve Article 31 as printed in the warrant, with the correction that $88,092 is appropriated for municipal projects, within the total of $438,000.
Motion Passed.

Article 32. ***Replenishment of Tourism Fund.*** To see if the Town will vote to raise and appropriate the sum of $81,183 to deposit in the Tourism Fund established under Chapter 178 of the Acts of 1996, to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund expenditures which market, beautify, or enhancement tourism in Provincetown; said sum being one-third of the $243,549 that the April 7, 2003 Special and Annual

Town Meetings voted shall be repaid to the Tourism Fund over a three-year period beginning FY 2005; or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE DOES NOT RECOMMEND: 6-0-1

Steven Melamed moved to indefinitely postpone Article 32.
Motion Passed.

Article 33. ***HeartSafe Program.*** To see if the Town will vote to raise and appropriate or transfer from available funds or transfer from the Tourism Fund the sum of $28,800 to be expended under the direction of the Board of Fire Engineers for the purchase of Automated External Defibrillators (AED's) and the training of personnel where the AED's are permanently located.
[Requested by the Board of Fire Engineers]

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

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of $28,800 to be expended under the direction of the Board of Fire Engineers for the purchase of Automated External Defibrillators (AED's) and the training of personnel where the AED's are permanently located.
Motion Passed.

Article 34. ***Use of Free Cash to Reduce FY 2005 Property Tax.*** To see what sum the Town will vote to transfer from Free Cash to reduce the Fiscal Year 2005 property tax levy; or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

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

Mary-Jo Avellar moved that the Town vote to transfer from Free Cash the sum of $270,000 to reduce the Fiscal Year 2005 property tax levy.
Motion Passed.

Article 35. ***Use of Parking Fund to Reduce the FY 2005 Tax Levy.*** To see if the Town will vote to transfer the sum of $1,100,000, or any greater or lesser sum, from the Parking Fund to reduce the Fiscal Year 2005 property tax levy, as provided by Chapter 790 of the Acts of 1981, or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

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

Mary-Jo Avellar moved that the Town vote to transfer the sum of $1,100,000 from the Parking Fund to reduce the Fiscal Year 2005 property tax levy, as provided by Chapter 790 of the Acts of 1981.
Motion Passed.

Town Moderator Elizabeth Steele-Jeffers motioned to adjourn at 10:50 p.m.
Motion Passed.

Annual Town Meeting adjourned at 10:50 p.m.

Special Town Meeting
Wednesday, April 7, 2004

Town Moderator Elizabeth Steele-Jeffers convened the meeting at 6:00 p.m. Monday, April 7, 2004.

(1) Mary-Jo Avellar moved that the Town vote to waive the reading of the warrant.
Motion Passed.

(2) Mary-Jo Avellar moved that the Town vote to grant permission to speak at the April 7, 2004 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor CEO;*
Edward Boxer, *PHS Principal;*
Dennis Clark, *Recreation Director;*
Patricia Fitzpatrick, *Tourism Director ;*
Christopher Flavell, *Marine Superintendent;*
Elizabeth Hartsgrove, *Licensing Agent;*
Jon Gilmore, *Director of Community Development;*
John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*
Michelle Jarusiewicz, *Acting Assistant Town Manager;*
Bruce T. Miller, *Director of Municipal Finance and Town Accountant;*
Maxine Notaro, *Permit Coordinator;*
Patricia Pajaron, *Health Inspector;*
Wayne Perry and Mark White, *engineers, Environmental Partners Group;*
Jane Raasch, *Health Agent;*
Albert Robinson, *Deputy Water Superintendent;*

Anthony Teso, *Principal, Veterans Memorial Elementary School;*
Eileen Thomas, *Cape End Manor Administrator;*
Dr. Colette Trailor, *Superintendent of Schools.*
Motion Passed.

(3) Mary-Jo Avellar moved that on all matters to come before the April 7, 2004 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.

COMMUNITY HOUSING PROPOSALS

Article 1. ***General By-law Amendment: Establish Community Preservation Committee.*** To see if the Town will vote to amend the General By-laws by adding a new section 5.14, as follows:

5-14. Community Preservation Committee By-law

5-14-1. Membership of the Committee. There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to the provisions of G.L., c.44B, §5. The composition of the committee, the appointing authority and the term of office for the committee members shall be as follows: one member of the Conservation Commission as designated by said Commission; one member of the Historical Commission as designated by said Commission; one member of the Planning Board as designated by said Board; one member of the Recreation Commission, as designated by the Commission; one member of the Provincetown Housing Authority as designated by said Authority; one member of the Provincetown Housing Partnership as designated by said Partnership; one member of the Open Space Committee as designated by said Committee; and two individuals to be appointed by the Board of Selectmen. Each member of the Committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier; provided, however, that two of the Board of Selectmen's appointees shall be appointed for initial terms of three years, one appointee shall be appointed for an initial term of two years, and the final appointee shall be appointed for an initial term of one year. Should any of the officers and commissions, boards, or committees who have appointing authority under this by-law be no longer in existence for whatever reason, the Board of Selectmen shall appoint a suitable person to serve in their place. Any member of the Committee may be removed for good cause in accordance with Section 10-2-1 of the Town Charter.

5-14-2. Duties

5-14-2-1. The community preservation committee shall study the needs, possibilities and resources of the town regarding community preservation. The committee shall consult with existing municipal boards, including the conservation commission, the historical commission, the planning board, the department of public works, and the housing authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one annual public informational hearing, or more at its discretion, on the needs, possibilities and resources of the town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town.

5-14-2-2. The community preservation committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

5-14-2-3. The community preservation committee may include in its recommendation to the Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

5-14-2-4. In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund in each of the following areas for (a) open space (not including land for recreational use), (b) historic resources; and (c) community housing.

5-14-3. Requirement for a quorum and cost estimates. The community preservation committee shall comply with the provisions of the Open Meeting Law, G.L. c.39, §23B. The committee shall not meet or conduct business without the presence of a majority of the members of the community preservation. The community preservation committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include the committee's anticipated costs.

5-14-4. Amendments. This by-law may be amended from time to time by a majority vote of the Town Meeting, consistent with the provisions of G.L. c.44B.

5-14-5. Severability. In case any section, paragraph or part of this by-law is for any reason declared invalid or unconstitutional by any court, every other section, paragraph or part shall continue in full force and effect.

5-14-6. When Effective. Provided that the Community Preservation Act, MGL c. 44B, is accepted at the 2004 Annual Town election, this section shall take effect upon approval by the Attorney General of the Commonwealth and after all requirements of MGL .c. 40, section 32 have been met. Each appointing authority shall have thirty (30) days after the effective date to make its appointments.

or to take any other action relative thereto.

[Requested by the Board of Selectmen, Town Manager, Housing Authority, Housing Partnership, and Open Space Committee]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 5-2-0
PLANNING BOARD RECOMMENDS: 3-0-0
CONSERVATION COMMISSION RECOMMENDS: 4-0-0
OPEN SPACE COMMITTEE RECOMMENDS: 3-0-0
HOUSING PARTNERSHIP RECOMMENDS: 4-0-0
HOUSING AUTHORITY RECOMMENDS: 4-0-0

Richard Olson moved that the Town vote to amend the General By-laws by adding a new section 5.14, as printed in the warrant, with the following amendment: Amend §5-14-2-4 to read as follows: "In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use), not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 80% of the annual revenues in the Community Preservation Fund for community housing."

Anne Lord Malicoat moved to amend the motion as presented on Article 1 to read as printed in the warrant (section 5-14-2-4 to read as printed in the warrant). **Amendment Does Not Pass.**

Motion Passed.

Article 2. ***Zoning By-law Amendment: Affordable Accessory Apartments; Amnesty.*** To see if the Town will vote to amend the Zoning By-law as follows:

I. Add **SECTION 4800, AFFORDABLE HOUSING BY-LAW**, as follows:.

"**SECTION 4800, AFFORDABLE HOUSING BY-LAW**

1. Accessory Apartments. One (1) accessory dwelling unit per lot may be allowed in any residential or commercial zoning district by special permit from the Zoning Board of Appeals, notwithstanding any provisions in the Zoning By-law that may restrict the total number of dwelling units per lot, subject to the requirements, standards and conditions listed below, unless the proponent obtains a special permit from the Zoning Board of Appeals.

2. Requirements and Standards

A. The accessory dwelling unit shall be subject to an affordable housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates and resale prices, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown. Accessory dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income; or available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 80% of Barnstable County median income.

B. The accessory dwelling unit shall be located within the principal structure or a garage or other existing freestanding structure.

C. The Inspector of Buildings and Health Agent shall have inspected the premises for compliance with public safety and public health codes.

D. A special permit application shall include a certification of the amount of rent to be charged or the sale price, as applicable, for each accessory dwelling unit and the income of each occupant household. For rental accessory dwelling units, each year thereafter on the first of July, holders of special permits granted pursuant to this section shall submit to the Zoning Board of Appeals or its agent as designated in the special permit a certification of annual rents charged and the income of occupant household(s) for the most recently completed fiscal year of the holder and as of July first. Forms for this purpose shall be provided by the Town or its agent. Rents may be adjusted annually in accordance with Department of Housing and Community Development Local Initiative Program Regulations and Guidelines, or regulations and guidelines or a similar state program having the same purpose.

3. Amnesty. Owners of lots containing a dwelling unit (i) for which there does not exist a validly-issued variance, special permit, building permit or occupancy permit, (ii) that is/are not legally pre-existing, non-conforming use(s) or structure(s), or (iii) is/are not otherwise in compliance with the Zoning By-law shall apply for a special permit under this section within one (1) year of the effective date of this section; otherwise the provisions of this section shall not apply to such lots.

4. Procedure.

A. The property owner shall complete and submit an application for a special permit to the Zoning Board of Appeals in accordance with the Provincetown Zoning Board of Appeals Rules and Procedures.

B. The property owner shall obtain a compliance certification as provided by Section 5120 to allow the change in use.

C. The property owner shall obtain a certificate of occupancy prior to occupancy of the accessory dwelling unit.

D. The property owner shall deliver to the Provincetown Local Housing Partnership an executed and acknowledged affordable housing restriction or, for ownership accessory dwelling unit an executed and acknowledged covenant whereby the property owner agrees to convey the accessory dwelling unit subject to a certain affordable housing restriction attached as an exhibit to the covenant, in either case approved as to form by town counsel, before a compliance certification pursuant to Section 5120 may issue for the accessory dwelling unit. If the compliance certification is denied, the instrument shall be returned to the property owner; if the compliance certification is granted, the instrument shall be recorded by the Board of Selectmen. No occupancy permit shall be issued for any accessory dwelling unit without evidence of recordation of the affordable housing restriction and the subordination of all mortgages.

E. Failure to comply with any provision of this Section 4800 may result in fines established in Section 5140 of the Provincetown Zoning By-laws.

5. Scope and Validity of the Bylaw.

Nothing in this Section 4800 shall nullify or exempt any property or use from any other provisions of these By-laws or other Town regulations. The invalidity of any provision of this Section 4800 shall not invalidate any other section or provision hereof, nor shall it invalidate any building permit, occupancy permit or special permit issued in reliance on said section or provision prior to the determination of its invalidity."

II. Amend Article 1 Definitions:

(a) Delete the definition of "Affordable Housing" and replace it with the following definition:

"**Affordable Housing:** Dwelling units subject to affordable housing restrictions based on the Barnstable County median income as is periodically defined by United States Department of Housing and Urban Development adjusted for household size, as further defined below.

(a) Low Income Community Housing. Dwelling units, subject to an affordable housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown. Low Income Community Housing units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 60% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but

excluding utilities) not exceeding 30% of annual income for a household at or below 60% of the Barnstable County median income. Occupancy shall be limited to households whose income is at or below 60% of Barnstable County median income.

(b) Moderate Income Community Housing. Dwelling units, subject to an affordable housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates and resale prices, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown. Moderate Income Community Housing units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 80% of Barnstable County median income.

III. Amend SECTION 2440, PERMITTED PRINCIPAL USES as follows:

Amend use category "A. Residential" by inserting as use item "A7" the words "Dwelling, Accessory Apartment" and inserting in each of the "Res1", "Res2", "Res3/ResB", "TCC", and "GC" columns, the letters "BA".

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

[Requested by the Board of Selectmen, Town Manager, Housing Authority, and Housing Partnership]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
PLANNING BOARD RECOMMENDS: 3-0-0
HOUSING AUTHORITY RECOMMENDS: 4-0-0
HOUSING PARTNERSHIP RECOMMENDS: 4-0-0
FINANCE COMMITTEE HAS NO RECOMMENDATION
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0

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

Sarah Peake moved that the Town vote to approve Article 2 as printed in the warrant with the following amendments:

I. In "**SECTION 4800, AFFORDABLE HOUSING BY-LAW** Paragraph 1, Accessory Apartments, by deleting the words, "unless the proponent obtains a special permit from the Zoning Board of Appeals."

II. In the proposed amendments to Article 1 Definitions, to amend to proposed new definition of "Affordable Housing" to read as follows:

"**Affordable Housing:** Dwelling units subject to affordable housing restrictions based on the Barnstable County median income as is periodically defined by United States Department of Housing and Urban Development adjusted for household size, as further defined below.

(a) Low Income Community Housing. Dwelling units, subject to an affordable housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown. Low Income Community Housing units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below **50%** of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below **50%** of the Barnstable County median income. Occupancy shall be limited to households whose income is at or below **65%** of Barnstable County median income.

(b) Moderate Income Community Housing. Dwelling units, subject to an affordable housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates and resale prices, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown. Moderate Income Community Housing units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below **65%** of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below **65%** of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 80% of Barnstable County median income.

Motion Passed (2/3's vote declared).

Article 3. ***Zoning By-law Amendment: Growth Management Reallocation for Affordable and Middle-Income Community Housing Units*.** To see if the Town will vote to as follows: WHEREAS, changes in use have led to a decrease in the Title 5 design flow of certain properties in Provincetown; and WHEREAS, the Town desires to reallocate such decreases in flow for affordable and middle income community housing, THEREFORE, the Town votes to amend the Zoning By-law as follows:

I. Amend ARTICLE 1 DEFINITIONS by adding the definition of "Community Housing" as follows:

"**Community Housing:** Dwelling units subject to community housing restrictions based on the Barnstable County median income as is periodically defined by United States Department of Housing and Urban Development adjusted for household size, as further defined below.

(a) Middle Income Community Housing. Dwelling units, subject to a housing restriction, for a term of perpetuity or the longest period allowed

by law, that limits rental rates and resale prices, limits eligibility for occupancy or purchase, and provides a right of first refusal to the Town of Provincetown. Middle income community housing dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 150% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 150% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 150% of Barnstable County median income."

II. Amend Section 6500, Table of Use Categories and Priorities, GENERAL USE CATEGORY 1 by changing "1. Affordable Housing Units" to "1a Affordable Housing Units" and adding the following: "1b Community Housing Units."

III. Amend Section 6600, by adding to the end of paragraph 1 the following: "On the effective date of this zoning by-law amendment and on the anniversary thereof in 2005, 2006, 2007 and 2008, 1,650 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."

IV. Amend Section 6600 by adding a new paragraph 1A. "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 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."

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

[Requested by the Board of Selectmen, Town Manager, Housing Authority, and Housing Partnership]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
PLANNING BOARD RECOMMENDS: 4-0-0
HOUSING AUTHORITY RECOMMENDS: 3-0-1
HOUSING PARTNERSHIP RECOMMENDS: 4-0-0

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

Michele Couture moved that the Town vote to approve Article 3 as printed in the warrant with the following amendments:

1. Revise the proposed definition of Community Housing by changing (a) to (b) and inserting as a new (a) the following:
   (a) " Median Income Community Housing. Dwelling units, subject to a housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates and resale prices, limits eligibility for occupancy or purchase, and provides a right of first refusal to the Town of Provincetown. Median Income Community Housing dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 100% of Barnstable County median income."
   And by amending (b) to read as follows:
   (b) Middle Income Community Housing. Dwelling units, subject to a housing restriction, for a term of perpetuity or the longest period allowed by law, that limits rental rates and resale prices, limits eligibility for occupancy or purchase, and provides a right of first refusal to the Town of Provincetown. Middle income community housing dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below **120%** of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below **120%** of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 150% of Barnstable County median income."
2. Revise the number and names of proposed general use categories in General Use Category 1 of Section 6500 by deleting "1b Community Housing Units." and substituting therefor "1b Median Income Community Housing Units" and "1c Middle Income Community Housing Units."
3. Revise the proposed number of gallons per day allotment in Section 6600 for Use Category 1a by substituting "550" gallons per day for "1,650" gallons per day.
4. Revise the proposed number of gallons per day allotment in Section 6600 for Use Category 1b by substituting "1,100" gallons per day for "550" gallons per day.
5. Create a gallons per day allotment in Section 6600 for Use Category 1c by adding the following paragraph 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."

Motion Passed (2/3's vote declared).

FINANCIAL MATTERS

Article 4. ***Cape End Manor FY 2004 Supplemental Appropriation.*** To see if the Town will vote to raise and appropriate the sum of $224,353 to increase the 525 Cape End Manor budget for Fiscal Year 2004 established under Article 2 of the April 7, 2003 Annual Town Meeting as follows:

525 Cape End Manor	*Original*	*Revised*	*Difference*
Personal Services	$2,016,869	$2,065,228	+48,359
Expenses	974,361	1,150,355	+175,994
Total	$2,991,230	$3,215,583	+224,353

or to take any other action relative thereto.
[Requested by the Town Manager, the Board of Selectmen, and the Cape End Manor Board of Directors]

BOARD OF SELECTMEN RECOMMENDS: 4-0-1
FINANCE COMMITTEE RECOMMENDS: 8-0-0

Mary-Jo Avellar moved that the Town vote to approve Article 4 as printed in the warrant.
Motion Passed.

Article 5. ***Cape End Manor Care Campus Options.*** To see if the Town will vote to raise and appropriate or borrow the sum of $20,000 to be expended under the direction of the Board of Selectmen and the Cape End Manor Board of Directors to fund study of options for the future of the Cape End Manor nursing home, including but not limited to a same-site scenario involving the potential transfer of the Manor property at 100 Alden Street, and other properties to be determined, to a non-profit health care entity which would design, build, and operate a Cape End Manor Care Campus providing at a minimum skilled nursing home care, out-patient rehabilitation therapies, and affordable assisted living thereat; and to present the results of said study to a special town meeting to be held during the Fall of 2004, or to take any other action relative thereto.
[Requested by the Board of Selectmen, the Cape End Manor Board of Directors, and the Town Manager]

BOARD OF SELECTMEN RECOMMENDS: 4-0-1

FINANCE COMMITTEE RECOMMENDS: 8-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of $20,000 for Article 5.
Motion Passed.

Article 6. ***Recreational Facility Improvements Planning.*** To see if the Town will vote to raise and appropriate or borrow the sum of $20,000 to be expended under the direction of the Board of Selectmen and the School Committee to fund the preparation of design plans and specification for improvements to recreational facilities at Motta Field, including the potential relocation of the tennis courts, and costs related thereto; or to take any other action relative thereto.
[Requested by the Board of Selectmen and the School Commitee]

BOARD OF SELECTMEN RECOMMENDS MOTION: 4-0-1
FINANCE COMMITTEE RECOMMENDS MOTION: 8-0-0

Mary-Jo Avellar moved that the Town vote to indefinitely postpone action on Article 6.
Motion Passed.

Article 7. ***Capital Improvements.*** To see if the Town will vote to borrow or transfer from available funds the following sums to defray the costs of the certain capital improvements submitted in accordance with Chapter 9, section 2 of the Provincetown Charter, which commence prior to July 1, 2004, as follows:

1. *SBA-Reimbursable Repairs to Provincetown High School:* to appropriate and borrow the sum of $495,000 to supplement the amount previously appropriated under Article 7 of the April 1, 2002 Special Town Meeting for SBA-reimbursable repairs to Provincetown High School on Winslow Street and costs 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 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 Committee and the Superintendent of Schools to apply for and accept such funds;
2. *Parking Vehicle:* $14,200 to be expended under the direction of the Town Manager and the Parking Administrator for replacement of one parking vehicle, and costs related thereto;
3. *Transfer Station Hauling Trailers:* $90,000 to be expended under the direction of the Town Manager and the Director of Public Works for the

replacement of hauling trailers for the Transfer Station for the Department of Public Works, and costs related thereto;

4. *MacMillan Pier Reconstruction:* to see what sum the Town will vote to appropriate and borrow to supplement the amounts previously appropriated under Article 3 of the April 5, 1999 Special Town Meeting and Article 1 of the June 26, 2000 Special Town Meeting for the rehabilitation of MacMillan Pier 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, Sections 7 and 8, 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;

or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Town Manager]

1. *SBA-Reimbursable Repairs to Provincetown High School:*
BOARD OF SELECTMEN RECOMMENDS $250,000: 5-0-0
FINANCE COMMITTEE RECOMMENDS $250,000: 8-0-0

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

Richard Olson moved that the Town vote to approve Article 7, Item 1 as printed in the warrant, in the amount of $250,000.

Kerry Adams motioned to amend the motion to the limit of $495,000 requested by the School Committee. **Amendment Does Not Pass.**
Motion Passed (2/3's vote declared).

2. *Parking Vehicle:*
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 7-0-0

Richard Olson moved that the Town vote to transfer from the Police Revolving Fund the sum of $14,200 to be expended under the direction of the Town Manager and the Parking Administrator for replacement of one parking vehicle, and costs related thereto.
Motion Passed.

3. *Transfer Station Hauling Trailers:*
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 4-2-1

Borrowing: 2/3's vote required under MGL C.4

Richard Olson moved that the Town vote to appropriate and borrow the sum of $90,000 to be expended under the direction of the Town Manager and the Director of Public Works for the replacement of hauling trailers for the Transfer Station for the Department of Public Works, 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's vote declared).

4. MacMillan Pier Reconstruction:
BOARD OF SELECTMEN RESERVES RECOMMENDATION
FINANCE COMMITTEE RECOMMENDATION

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

Richard Olson moved that the Town vote to indefinitely postpone action on Article 7, Item 4.
Motion Passed.

Article 8. ***Acceptance of MGL C.90,§20A – Increase Parking Fines.*** To see if the Town will vote to rescind its acceptance of MGL C.90,§20A½ and to accept instead MGL C.90,§20A, effective May 1, 2004, which authorizes parking ticket fines of $25 if paid within 21 days, $35 if paid thereafter but before the parking clerk reports to the registrar as provided below, and $50 if paid thereafter; 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: 8-0-0

Sarah Peake moved that the Town vote to rescind its acceptance of MGL C.90,§20A½ and to accept instead MGL C.90,§20A, effective May 1, 2004, which authorizes parking ticket fines of $25 if paid within 21 days, $35 if paid thereafter but before the parking clerk reports to the registrar as provided below, and $50 if paid thereafter.
Motion Passed.

Article 9. ***Acceptance of MGL C.40,§42J: Deferral of Water Charges for Low Income Elderly Taxpayers.*** To see if the Town will vote to accept the provisions of Chapter 40, section 42J of the General Laws, which authorizes the deferral of water use charges for low income property owners aged 65 years old and older; or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Water & Sewer Board]
BOARD OF SELECTMEN RECOMMENDS: 5-0-0

FINANCE COMMITTEE RECOMMENDS: 7-0-0

Michele Couture moved that the Town vote to accept the provisions of Chapter 40, section 42J of the General Laws, which authorizes the deferral of water use charges for low income property owners aged 65 years old and older.
Motion Passed.

Article 10. ***FY 2004 Water Enterprise Fund.*** To see if the Town will vote to amend its vote under Article 3, Item 2 of the April 7, 2003 Annual Town Meeting to read as follows: "that $1,717,334 be appropriated to operate the Water Enterprise fund, for $1,387,334 to come from Water Enterprise fund revenues, $50,000 to come from Water Enterprise fund balance, and further, $280,000 to be appropriated in the general fund and funded from Water Enterprise revenues;" or to take any other action relative thereto.
[Requested by 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 10 as printed in the warrant.
Motion Passed.

Article 11. ***FY 2004 Wastewater Enterprise Fund.*** To see if the Town will vote to amend its vote under Article 3, Item 1 of the April 7, 2003 Annual Town Meeting to read as follows: "that $2,436,150 be appropriated to operate the Wastewater Enterprise Fund, for $1,124,210 to come from enterprise fund revenues, $1,031,940 to come from Wastewater Enterprise retained earnings, and further, $280,000 to be appropriated in the general fund and funded from Wastewater Enterprise revenues" or to take any other action relative thereto.
[Requested by 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 11 as printed in the warrant.
Motion Passed.

Article 12. ***FY 2004 Budget Adjustments.*** To see if the Town will vote as follows relative to the Fiscal Year 2004 operating budgets established under Article 2 of the April 7, 2003 Annual Town Meeting:
(1) to reduce total FY 2004 spending by $50,000, by reducing the appropriations for the following Fiscal Year 2004 budgets, by the following amounts:

135-B Accountant – Expenses	$2,000
136-B Information Systems - Expenses	10,000

145-B Treasurer – Expenses	2,000
192-B DPW Buildings & Grounds – Expenses	10,000
210-A Police – Personal Services	1,000
220-B Police - Expenses	5,000
421-B DPW Administration	20,000
Sub-total	$50,000

(2) to transfer $27,000 from Overlay Surplus to increase the Fiscal Year 2004 budget for 151-B Legal Services – Expenses by $27,000;
or to take any other action relative thereto.
[Requested by 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 12 as printed in the warrant.
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 reached with AFSCME Council 93, Local 1462, Town-wide Unit "A" and the Provincetown Police Labor Federation, for FY 2004, or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]
BOARD OF SELECTMEN RECOMMENDS: 4-0-1
FINANCE COMMITTEE RECOMMENDS: 7-0-0

Cheryl Andrews moved that the Town vote to transfer from the FY 2004 210-A Police budget the sum of $20,573 to fund for FY 2004 the collective bargaining agreement reached with AFSCME Council 93, Local 1462, Town-wide Unit "A".
Motion Passed.

Article 14. ***Use of Parking Fund to Reduce the FY 2004 Tax Levy.*** To see if the Town will vote to amend its vote under Article 33 of the April 7, 2003 Annual Town Meeting to read as follows: "to transfer the sum of 1,000,000 from the Parking Fund to reduce the Fiscal Year 2004 property tax levy, as provided by Chapter 790 of the Acts of 1981," or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

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

Michele Couture moved that the Town vote to approve Article 14 as printed in the warrant.
Motion Passed.

Article 15. ***Use of Free Cash to Reduce FY 2004 Property Tax.*** To see what sum the Town will vote to transfer from Free Cash to reduce the Fiscal Year 2004 property tax levy; or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RESERVES RECOMMENDATION

Mary-Jo Avellar moved that the Town vote to transfer from Free Cash the sum of $700,000 to reduce the Fiscal Year 2004 property tax levy.
Motion Passed.

Article 16. ***Massachusetts Highway Department Chapter 90 Funds for Road and Sidewalk Construction and Repairs.*** To see if the Town will vote to appropriate from funds available from the Massachusetts Highway Department the sum of $67,550 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 Town Manager and the Board of Selectmen]
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 7-0-0

Sarah Peake moved that the Town vote to appropriate from funds available from the Massachusetts Highway Department the sum of $67,550 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.
Motion Passed.

10:00 pm - Special Town Meeting Adjourned until Monday, April 12, 2004 at 6:00 p.m.

Monday, April 12, 2004
Special Town Meeting

Town Moderator Elizabeth Steele-Jeffers called the meeting to order at 6:00 p.m.

Article 17. ***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 $25,000 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, and other costs associated therewith; or take any other action relative thereto.
[Requested by the Open Space Committee and the Town Manager]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 7-0-1
OPEN SPACE COMMITTEE RECOMMENDS: 3-0-0
CONSERVATION COMMISSION RECOMMENDS: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0

Keith Bergman moved that the Town vote to transfer from the Land Bank Fund established under Chapter 293 of the Acts of 1998 the sum of $25,000 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, and other costs associated therewith.

Howard Burchman proposed an amendment to substitute the sum of $10,000.00 where the article as proposed states $25,000.00. Also to add the following language: The pre-acquisition fund shall be established as a revolving fund. Loans at no interest shall be advanced to cover pre-acquisition expenses. When an open space acquisition is approved, the funds advanced for pre-acquisition expenses will be reimbursed to the Pre-Acquisition Loan Fund. **Amendment Does Not Pass.**

Motion Passed.

Article 18. ***Land Bank - Open Space Acquisition – 82 Harry Kemp Way.*** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise the fee interest in a certain parcel of real estate at 82 Harry Kemp Way owned by Ray M. Wells, containing 2.09-acres, more or less, shown as Assessors Map 13-2-034-A, 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 to appropriate and borrow the sum of $125,000 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"); 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 managed and controlled by 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 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 or purchase or grants, or to take any other action relative thereto; 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]

BOARD OF SELECTMEN RECOMMENDS: 3-1-1
FINANCE COMMITTEE RECOMMENDS: 4-3-1
OPEN SPACE COMMITTEE RECOMMENDS: 3-0-0
CONSERVATION COMMISSION RECOMMENDS: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0

Land, Borrowing: 2/3's vote required under MGL C.40, C.44

Keith Bergman moved that the Town vote that the Board of Selectmen is hereby authorized to acquire by purchase, gift, eminent domain, or otherwise the fee interest in a certain parcel of real estate at 82 Harry Kemp Way owned by Ray M. Wells, containing 2.09-acres, more or less, shown as Assessors Map 13-2-034-A, 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 that the sum of $125,000 is hereby appropriated to pay for the costs of this acquisition and for the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is hereby authorized to borrow said sum, under and 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 shall 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 managed and controlled by 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 Motion, the Selectmen or any other applicable boards or commissions are hereby authorized to apply for and accept such funds; and further provided that the Board of Selectmen and the Conservation Commission are hereby 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 or purchase or grants; and further, that the Board of Selectmen and the Conservation Commission are each hereby authorized 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.

Keith Bergman moved to amend the motion to read that the sum of $125,000.00 is hereby appropriated from the Land Bank Fund to pay for the costs of this acquisition and for payment of all other incidental and related thereto. **Amendment Passed (For 114 Against 104)**

Motion as Amended Passed (2/3's vote declared).

Austin Knight moved that it be the sense of the meeting that the Town name this area as "Ray and Nickie Well's Conservation Area." **Motion Passed.**

Article 19. ***Land Bank - Open Space Acquisition – 290F Bradford Street.*** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or otherwise the fee interest in a certain parcel of real estate at 290F Bradford Street owned by Aaron L. Curtis, containing 1.5-acres, more or less, shown as Assessors Map 15-3-105, 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 to appropriate and borrow the sum of $100,000 or any greater or lesser sum 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"); 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 managed and controlled by 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 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 or purchase or grants, or to take any other action relative thereto; 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]
BOARD OF SELECTMEN RECOMMENDS: 4-1-0
FINANCE COMMITTEE DOES NOT RECOMMEND: 5-0-3
OPEN SPACE COMMITTEE RECOMMENDS: 3-0-0
CONSERVATION COMMISSION RECOMMENDS: 4-0-0
LCP IMPLEMENTATION COMMITTEE RECOMMENDS: 3-0-0

Land, Borrowing: 2/3's vote required under MGL C.40, C.44

Keith Bergman moved that the Board of Selectmen is hereby authorized to acquire by purchase, gift or otherwise the fee interest in a certain parcel of real estate at 290F Bradford Street owned by Aaron L. Curtis, containing 1.5-acres, more or less, shown as Assessors Map 15-3-105, 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 that the sum of $89,000 is hereby appropriated from the Land Bank Fund to pay for the costs of this acquisition and for the payment of all other costs incidental and related thereto, provided that said land shall 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 managed and controlled by 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, the Board of Selectmen or any other applicable boards or commissions are hereby authorized to apply for and accept such funds; and further provided that the Board of Selectmen and the Conservation Commission are 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 or purchase or grants, and further, that the Board of Selectmen and the Conservation Commission are hereby authorized 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.
Motion Passed (2/3's vote declared).

HOME RULE PETITIONS

Article 20. ***Home Rule Petition: Local Option Meals Tax.*** 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 entitled, "An Act Enabling the Town

of Provincetown to Impose a Local Sales Tax Upon the Sale of Meals, " to read as follows:

SECTION 1. The Town of Provincetown may, upon acceptance of the provisions of this act, impose a local sales tax upon the sale of meals as defined in Chapter 64H of the General Laws and further defined in 830 CMR 64H.6.5, of not more than 3 percent of the total price of the meal. The local sales tax imposed under the provision of this act shall be collected and paid by the vendor to the commissioner of revenue at the same time and in the same manner as the sales tax due the Commonwealth. Liability for failure to pay the local sales tax shall be the same as for failure to pay the sales tax due the Commonwealth in accordance with Chapter 64H of the General Laws. All sums received by the commissioner under the provisions of this act as excise, penalties or forfeitures, interest, cost of suit and fines shall at least quarterly be distributed, credited and paid by the state treasurer, upon certification of the commissioner, to the Town of Provincetown in proportion to the amount of such sums received from the sale of meals in the Town of Provincetown.

SECTION 2. This act shall be submitted to the voters of said town at the next annual or special town election in the form of the following question which shall be placed upon the official ballot to be used at said election: "Shall an act passed by the general court in the year 2004 entitled, 'An Act Enabling the Town of Provincetown to Impose a Local Sales Tax Upon the Sale of Meals' be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, then section 1 of this act shall thereupon take effect, but not otherwise. The provisions of this act shall take effect on the first day of the first calendar month following such acceptance; provided further, that if such day is less than 15 days after such acceptance, it shall take effect on the first day of the second calendar month following such acceptance. The Town may not revoke or re-impose the local sales tax provided for in this act more often than once in any 12 month period.

SECTION 3. Section 2 of 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 take any other action relative thereto.

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

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RESERVES RECOMMENDATION

Michele Couture moved that the Town vote to approve Article 20 as printed in the warrant.

Motion Does Not Pass.

Article 21. ***Home Rule Petition: Expanding Local Room Occupancy Tax Base.*** 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 entitled, "An Act Enabling the Town of Provincetown to Expand the Local Room Occupancy Tax Base in Said Town, " to read as follows:

SECTION 1. The local room occupancy excise tax imposed upon the transfer of occupancy of any room or rooms in a bed and breakfast establishment, hotel, lodging house, or motel in this commonwealth pursuant to Chapter 64G of the General Laws shall in the Town of Provincetown also apply to bed and breakfast homes as defined in section 1(b) of said chapter 64G, and other transient accommodations.

SECTION 2. For the purposes of this act, "Other transient accommodation," shall mean "each living quarter or sleeping or housekeeping accommodation in any apartment house, multiple unit structure (e.g. duplex, triplex, quadraplex, condominium), tourist or mobile home court (e.g., trailer court, motor court, recreational vehicle camp, fish camp), single family dwelling, garage apartment, beach house or cottage, cooperatively owned apartment, condominium parcel, timeshare resort, mobile home, or any other house, boat that has a permanent, fixed location at a dock and is not operated on the water away from the dock by the tenant, vehicle or other structure, place, or location held out to the public to be a place where living quarters or sleeping or housekeeping accommodations are provided to transient guests for consideration. Each room or unit within a multiple unit structure is an accommodation."

SECTION 3. This act shall be submitted to the voters of said town at the next annual or special town election in the form of the following question which shall be placed upon the official ballot to be used at said election: "Shall an act passed by the general court in the year 2004 entitled, 'An Act Enabling the Town of Provincetown to Expand the Local Room Occupancy Tax Base in Said Town,' be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, then sections 1 through 9 of this act shall thereupon take effect, but not otherwise. The provisions of this act shall take effect on the first day of the first calendar month following such acceptance; provided further, that if such day is less than 15 days after such acceptance, it shall take effect on the first day of the second calendar month following such acceptance.

SECTION 4. Section 3 of 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 take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 6-0-1

Richard Olson moved that the Town vote to approve Article 21 as printed in the warrant.

Winthrop Smith moved to amend the motion by inserting into the article: Section 4. 1) If a third party, i.e. Real Estate broker, is engaged by landlord(s) and tenant(s) to negotiate or draft a lease and should such a lease be accepted by both parties and fully executed, this third party will be authorized to collect and pass on to the proper governmental authority such excise tax; 2) If a third party, i.e. property manager or condominium association, ultimately holds for record keeping purposes a fully executed lease, this third party will be authorized to collect and pass on to the proper governmental authority such excise tax. The actions of those above do not remove the ultimate responsibility for the payment of such excise tax for the landlord(s)/ property owner(s). **Amendment Does Not Pass.**

Motion Passed. (For 119 Against 80)

Article 22. ***Home Rule Petition/Charter Amendment/Historic District Commission as Regulatory Board.*** 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 amending Chapter 3, Article 4, section 3-4-9, to read as follows:

"No person shall serve simultaneously as a member/alternative member of more than one of the following regulatory town boards: conservation commission, board of health, ~~historical commission~~ *historic district commission*, licensing board, planning board or zoning board of appeals."

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: 5-0-0

FINANCE COMMITTEE HAS NO RECOMMENDATION

Cheryl Andrews moved that the Town vote to approve Article 22 as printed in the warrant.
Motion Passed.

Article 23. ***Home Rule Petition/Charter Amendment/Board of Assessors.*** 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 amending Chapter 6, Article 4, section 6-4-1, to read as follows:

6-4-1 There shall be a board of assessors as provided by G.L. c. 41,§24, consisting of five regular members and one alternate member. The assessor appointed by the town manager pursuant to Charter §7-2-5 shall be a regular member of the board of assessors and said assessor shall not be subject to the provisions of Chapter 3, Article 4 of this charter. The remaining members shall be appointed by the board of selectmen for three-year overlapping terms so arranged that the term of at least one regular member shall expire each year.

SECTION 2. Said Charter is further amended by adding to Chapter 6, Article 4 the following new section 6-4-3:

6-4-3. The term limits established by §3-4-4 of this charter shall not apply to members of the board of assessors.

SECTION 3. 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 Board of Selectmen and the Board of Assessors]
BOARD OF SELECTMEN RECOMMENDS AS PRINTED: 5-0-0
FINANCE COMMITTEE RECOMMENDS AS PRINTED: 6-0-1

Michele Couture moved that the Town vote to approve Article 23 as printed in the warrant.
Motion Passed.

PROVINCETOWN HARBOR

Article 24. ***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 to include the rules and regulations of the

Provincetown Public Pier Corporation, as on file with the Town Clerk, by inserting the following new section to read as follows:

2-3-1-1. Any rule or regulation of the Provincetown Public Pier Corporation duly enacted as of April 7, 2004 shall be deemed a by-law of the Town. 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 7, 2004 (attached as Appendix 1 to Schedule A): 1st offense, $100.00; 2nd offense, $200.00; 3rd and subsequent offenses, $300.00

or to take any other action relative thereto.

[Requested by the Town Manager]

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

Keith Bergman moved that the Town vote to approve Article 24 as printed in the warrant.

Motion Passed.

Article 25. ***General By-law Amendment: Personal Water Craft By-law: Move Marked Channel From West End Ramp to Good Templar Landing.*** To see if the Town will vote to amend the Provincetown General By-laws so that 13-4-2-2 and 13-4-2-3 "Personal Watercraft in Provincetown Harbor" reads as follows:

13-4-2-2 Except as provided in §13-4-2-3 below, the operation of personal watercraft is prohibited in the waters of the Town of Provincetown in the following areas:

(a) Within the boundaries of the Cape Cod National Seashore as set forth in Public Law 87-126, 7 August 1961, 75 Stat. 293, and as most recently surveyed by the U.S. Department of Interior.

(b) On the tidal waters of Provincetown Harbor and any adjoining river, inlet, cove, pond, embayment or harbor westerly of a line running from the Provincetown/Truro town line to Long Point Light, with the exception of a marked channel in which personal water craft may pass through Provincetown Harbor operating at headway speed. Said marked channel shall begin at the ~~West End parking lot~~ *Good Templar Landing* thence to Long Point Buoy marker #3 within Provincetown Harbor, as shown on a plan on file in the office of the Town Clerk.

13-4-2-3. No personal watercraft shall be launched from any location *or vessel* in Provincetown Harbor except the boat-launching ramp at ~~the~~

~~West End Beach~~ *Good Templar Landing*, and any personal watercraft using said boat-launching ramps shall be registered with the Provincetown harbormaster.

or to take any other action relative thereto.

[Requested by the Harbor Committee]

BOARD OF SELECTMEN HAS NO RECOMMENDATION
FINANCE COMMITTEE HAS NO RECOMMENDATION
HARBOR COMMITTEE RECOMMENDS: 4-0-1
CONSERVATION COMMISSION RECOMMENDS: 4-0-0

Kerry Adams moved that the Town vote to approve Article 25 as printed in the warrant.
Motion Passed.

Mary-Jo Avellar moved to dissolve Special Town Meeting.
Motion Passed.

Special Town Meeting dissolved at 9:22 p.m. on Monday, April 12, 2004.

Special Town Meeting
Monday, October 25, 2004

Meeting Called to Order. Town Clerk Doug Johnstone convened the meeting at 6:00 p.m. on Monday, October 25, 2004 due to the absence due to illness of Town Moderator Elizabeth Steele-Jeffers.

Election of Temporary Moderator. Mr. Bez nominated Mary-Jo Avellar and Mr. Silva nominated Christopher Snow as Temporary Town Moderator. Mary-Jo Avellar elected by majority vote and so sworn by Town Clerk Doug Johnstone.

Preliminary Motions.
(1) Board of Selectmen Chair 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 October 25, 2004 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor CEO;*
Edward Boxer, *PHS Principal;*
Dennis Clark, *Recreation Director;*
Patricia Fitzpatrick, *Tourism Director;*
Elizabeth Hartsgrove, *Licensing Agent;*
Alexandra Heilala, *Town Accountant;*
Michelle Jarusiewicz, *Acting Assistant Town Manager;*
Maxine Notaro, *Permit Coordinator;*
Patricia Pajaron, *Health Inspector;*
Wayne Perry and Mark White, *engineers, Environmental Partners Group;*
Jane Raasch, *Health Agent;*
Albert Robinson, *Deputy Water Superintendent;*
Jonathan Silverstein, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*
Anthony Teso, *Principal, Veterans Memorial Elementary School;*
Eileen Thomas, *Cape End Manor Administrator;*
Dr. Colette Trailor, *Superintendent of Schools.*
Motion Passed.

(3) Cheryl Andrews moved that on all matters to come before the October 25, 2004 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.

John Nelson moved that Articles 12, 13, and 14 of the Special Town Meeting of October 25, 2004, be moved up in the meeting to a position following Article 3. Mr Guadiano moved that the ordering go before the meeting for a vote.
Motion Does Not Pass.

CAPE END MANOR CARE CAMPUS

Article 1. ***Cape End Manor Care Campus Land Exchange – Initial Authorizations.*** To see if the Town will vote to transfer from the School Committee for school purposes and/or municipal parking purposes to the Board of Selectmen for the purpose of conveyance, and authorize the Board of Selectmen to convey the fee ownership interest in a portion of the property located at 12 Winslow Street identified on Assessors Map as 07-4-070 known as Grace Hall Parking Lot and described in a deed recorded with the Barnstable County Registry of Deeds

in Book 1405, Page 374, said parcel being approximately shown on the sketch plan entitled "Plan of St. Peter's Church and Alternate Proposal for Grace Hall Parking Lot Swap" dated July 30, 2004, which plan is on file in the office of the Town Clerk, on such terms and conditions, including the reservation of a utility easement, and for such consideration, which may be in consideration for the exchange of the land hereinafter described, as the Board of Selectmen deem to be in the best interests of the Town; and further authorize the Board of Selectmen to reserve or enter into a ten-year lease, with option to renew for an additional ten years, permitting the Town to use and operate said parcel for municipal parking purposes; and further authorize the Board of Selectmen to acquire, in consideration for the parcel the Town is to convey, a portion of the two parcels of land that, together, are known as the St. Peter's Cemetery, identified on Assessors Map as 08-2-027 and 08-2-024, having an address of 124 Alden Street and 116 Alden Street, respectively, the portion to be acquired being approximately shown on the sketch plan entitled "Plan of Cape End Manor and Portion of St. Peter's Cemetery" dated August 4, 2004, which plan is on file in the office of the Town Clerk, for the purpose of conveyance, subject to a restriction that said land shall be used for medical care purposes, which may include a nursing home and an assisted living facility; and further to vote pursuant to Section 3 of Chapter 157 of the Acts of 2000 to authorize the water and sewer board to permit increases in sewer system flow to serve such public service uses at that location; or take any other action relative thereto.
[Requested by the Town Manager, Board of Selectmen, and Cape End Manor Board of Directors]

BOARD OF SELECTMEN RECOMMENDS: 4-0-1
FINANCE COMMITTEE RECOMMENDS: 5-0-1
CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0
SCHOOL COMMITTEE RECOMMENDS: 5-0-0
PLANNING BOARD RECOMMENDS: 5-0-0
COUNCIL ON AGING RECOMMENDS: 4-0-1

(Disposition of Land - 2/3's vote required)

Michele Couture moved that the Town vote to approve Article 1 as printed in the warrant.
Motion Passed (2/3's vote declared).

Article 2. ***Transfer 0.09 Acres of 100 Alden Street to the School Committee for playground purposes.*** To see if the Town will vote to transfer from the Board of Selectmen for playground purposes to the School Committee for playground purposes a portion of the property located at 100 Alden Street, identified on Assessors Map as 08-2-26, being part of the playground known as Manuel V. Motta Athletic Field, the portion to be transferred being .09 acres at

the northwest corner of said Motta Field as shown on a plan entitled "Plan of Motta Field Showing Provenance of Various Components," dated February 23, 2004; and further to vote to instruct its representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. Notwithstanding the provisions of Chapter 270 of the Acts of 1953 or any other general or special law to the contrary and Article 97 of the Amendments to the Massachusetts Constitution, the town of Provincetown is hereby authorized to transfer from the board of selectmen for playground purposes to the school committee for playground purposes a .09-acre portion of Manuel V. Motta Athletic Field as shown on a plan entitled, "Plan of Motta Field Showing Provenance of Various Components," dated February 23, 2004, which plan is on file with the Town Clerk's office and hereby incorporated by reference.

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, Cape End Manor Board of Directors, and Town Manager]

BOARD OF SELECTMEN RECOMMENDS: 4-0-1
FINANCE COMMITTEE RECOMMENDS: 5-0-1
CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0
SCHOOL COMMITTEE RECOMMENDS: 5-0-0
PLANNING BOARD RECOMMENDS: 4-0-0
COUNCIL ON AGING RECOMMENDS: 4-0-1

(Disposition of Land - 2/3's vote required)

Richard Olson moved that the Town vote to approve Article 2 as printed in the warrant.

Motion Passed (2/3's vote declared).

Article 3. ***Zoning Amendment: Health Care Overlay District Rezoning***. To see if the Town will vote to amend the Provincetown Zoning By-laws and Zoning Map as follows:

I. by renaming the "Highway Corridor Overlay District" (HCOD) in §2110, §2350 through §2356, and §6200 as the "Health Care Overlay District" (HCOD);

II. by adding the following paragraph to §2352, District Boundaries, and making the appropriate change to the Zoning Map: "The boundaries of the HCOD shall be expanded to include those

properties shown on a map, entitled "Health Care Overlay District, Provincetown, MA," dated February 4, 2004, which map is on file with the Town Clerk's office and hereby incorporated by reference into the Zoning By-laws. The properties shown on said map are bounded on southeast by the southern edge of Collyer Street from Alden to Winslow Streets, along the southwest by Winslow Street to Jerome Smith Road, along the northwest by Jerome Smith Road from Winslow to Alden Street, and on the northeast by Alden Street from Jerome Smith to Collier Street;"

III. by amending §2353(b) to delete the word "Nonprofit" from the allowed uses set forth therein;

IV. by adding, deleting or substituting the following to the Dimensional Regulations in Section 2354:
Minimum lot area: delete "5 acres" and substitute "2 acres"
Minimum frontage: delete "on Route 6"
add Maximum Number of Stories: three stories
add Maximum Height: 44 feet;

V. by amending §2356 to ~~:~~ delete the words "Nonprofit" and "not for profit" from the definitions set forth therein; replace the citation to "G.L. c.190, § 3" in the definition of "Assisted Living Facility" with "G.L. c.19D, § 3"; replace the citation to "42 U.S.S. 3601" in the definition of "Independent Living Units for Senior Citizens" with "42 U.S.C. 3601"; delete the word "moved" in the definition of "Outpatient Rehab Facility;

VI. by amending §6200.5 to delete the word "non-profit."~~Amend HCOD to allow MISSION DRIVEN – and not just non-profit~~

The original copy of this zoning by-law change is on file for public inspection in the Town Clerk's Office; or to take any other action relative thereto.
[Requested by the Town Manager, Board of Selectmen, and Cape End Manor Board of Directors]

BOARD OF SELECTMEN RECOMMENDS: 4-0-1
PLANNING BOARD RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 5-0-1
CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0
SCHOOL COMMITTEE RECOMMENDS: 5-0-0
COUNCIL ON AGING RECOMMENDS: 4-0-1

(Zoning Amendment - 2/3's vote required)

Sarah Peake moved that the Town vote to approve Article 3 as printed in the warrant, with an amendment in Subsection V to read as follows:

V. by amending Section 2356 to delete the words "Nonprofit" and "not for profit" from the definitions of nursing home, convalescent home,

assisted living facility and independent living units for senior citizens set forth therein.

Motion Passed (2/3's vote declared).

SEWER SYSTEM

Article 4. ***Accept MGL C.83,§§16A-16F – Sewer Bills.*** To see if the Town will accept General Laws Chapter 83, Sections 16A through 16F, inclusive, so that such by acceptance and recording thereof at the Barnstable County Registry of Deeds, the Town shall have a lien upon real estate to secure the payment of sewer use charges if they remain unpaid past their due date, and owners aggrieved by sewer use charges shall have the right to seek abatements from the Provincetown Water and Sewer Board and to appeal denial of abatements to the Massachusetts Appellate Tax Board; or to take any other action relative thereto.

[Requested by the Town Manager, the Board of Selectmen, and the Water & Sewer Board]

BOARD OF SELECTMEN RECOMMENDS: 5-0-0
FINANCE COMMITTEE RECOMMENDS: 6-0-0
WATER & SEWER BOARD RECOMMENDS: 3-0-0
COUNCIL ON AGING RECOMMENDS: 5-0-0

Cheryl Andrews moved that the Town vote to approve Article 4 as printed in the warrant.

Motion Passed.

Article 5. ***Public Service Use Sewer Hook-up for Provincetown Art Association & Museum property.*** To see if the Town will vote, pursuant to Section 3 of Chapter 157 of the Acts of 2000, to designate the Provincetown Art Association and Museum property at 460 Commercial Street, shown as Assessors Map 12-4-046, as a public service use thereunder, and to authorize the water and sewer board to permit a sewer connection for a Title 5 design flow of 710 gallons per day to serve such public service use at that location; or take any other action relative thereto.

[Requested by Christine McCarthy and others]

BOARD OF SELECTMEN RECOMMENDS: 3-2-0
WATER & SEWER BOARD DOES NOT RECOMMEND: 3-0-0
BOARD OF HEALTH DOES NOT RECOMMEND: 4-0-1
COUNCIL ON AGING RECOMMENDS: 4-0-1
FINANCE COMMITTEE HAS NO RECOMMENDATION

Christine McCarthy moved that the Town vote to approve Article 5 as printed in the warrant.
Motion Passed. (For 139 Against 121)

FINANCIAL MATTERS

Article 6. ***Community Preservation Budget for FY 2005.*** To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2005 Community Preservation Budget, to appropriate or reserve from FY 2005 Community Preservation Fund annual revenues the following amounts totaling $265,731, as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

Appropriations:

$25,000 for community housing development assistance;

Reserves:

$26,573 for Open Space;
$26,573 for Historic Resources;
$187,585 for Community Housing,

or to take any other action relative thereto.
[Requested by the Community Preservation Committee]

COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 7-0-0
FINANCE COMMITTEE RECOMMENDS: 6-0-0
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
CONSERVATION COMMISSION RECOMMENDS: 5-0-0
PLANNING BOARD RECOMMENDS: 5-0-0
COUNCIL ON AGING DOES NOT RECOMMEND: 5-0-0

David Nicolau moved that the Town vote to approve Article 6 as printed in the warrant.
Motion Passed.

Article 7. ***School Energy Rebate.*** To see if the Town will vote to transfer from the Reserve for Appropriation Account the sum of $75,000, which represents the energy rebate received from the Cape Light Compact, for the purpose of making electrical improvements to the Provincetown High School; or to take any other action relative thereto.
[Requested by the School Committee]

SCHOOL COMMITTEE RECOMMENDS: 5-0-0
FINANCE COMMITTEE RESERVES RECOMMENDATION
BOARD OF SELECTMEN RECOMMENDS: 5-0-0

Burton Wolfman moved to indefinitely postpone Article 7.
Motion to Indefinitely Postpone passed.

Article 8. ***FY 2005 Tourism Fund Appropriation.*** To see if the Town will vote to amend its vote under Article 38 of the April 7, 2004 Annual Town Meeting to read as follows: "to transfer from the Tourism Fund the sum of ~~$438,000~~ *$385,130 and to transfer $52,870 from the 910 Retirement/Benefits/Insurance budget established under Article 2 of the April 7, 2004 Annual Town Meeting, for a total of $438,000*, 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. $81,500 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto; 2. $140,000 for marketing, and costs related thereto; 3. $110,000 for promotional events, and costs related thereto; 4. $87,092 for municipal projects, and costs related thereto; and 5. $18,408 to reduce the Fiscal Year 2005 property tax levy to offset regional transit authority charges for the summer shuttle; or to take any other action relative thereto.
[Requested by the Town Manager and the Board of Selectmen]

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

Cheryl Andrews moved that the Town vote to approve Article 8 as printed in the warrant.
Motion Passed.

Article 9. ***Return to Semi-Annual Property Tax Bills.*** To see if the Town will vote to return to the practice of sending tax bills on a semi-annual basis in place of the current practice of sending tax bills on a quarterly basis; or to take any other action relative thereto.
[Requested by Peter Bez and others]

FINANCE COMMITTEE RECOMMENDS: 7-0-0
BOARD OF SELECTMEN RECOMMENDS: 4-0-0
COUNCIL ON AGING RECOMMENDS: 5-0-0

Peter Bez moved that the Town vote to return to the practice of sending tax bills on a semi-annual basis in place of the current practice of sending tax bills on a quarterly basis.
Motion Passed.

CAPE COD NATIONAL SEASHORE

Article 10. ***Cape Cod National Seashore Wildlife and Recreation Park.*** To see if the Town will vote as follows: Whereas the Cape Cod National Seashore currently allows recreational hunting despite the fact that the principal mission of the park service is to allow plants and wildlife to coexist without human interference, and whereas recreational hunting programs have no values to protect or enhance other recreational activities such as fishing, ORV use, biking, swimming, etc., and whereas there is no need to allow hunting on the CCNS ecosystem. Management does not require it nor does human heath or safety; therefore, to see if the Town will vote to ask the Cape Cod National Seashore not to allow recreational hunting within its boundaries, and to maintain all other recreational and traditional activities agreed upon with the enactment of the Cape Cod National Seashore in 1961, and to request that the National Park Service declare the Cape Cod National Seashore a wildlife and recreational park. *[Requested by Peter Souza and others]*

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

Peter Souza moved that the Town vote to approve Article 10 as printed in the warrant.
Motion Does Not Pass.

BY-LAW AMENDMENTS

Article 11. ***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 7, 2004~~ ***October 25, 2004*** shall be deemed a by-law of the Town. 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 7, 2004~~ ***October 25, 2004*** (attached as Appendix 1 to Schedule A): 1st offense, $100.00; 2nd offense, $200.00; 3rd and subsequent offenses, $300.00

or to take any other action relative thereto.
[Requested by the Provincetown Public Pier Corporation]

PIER CORPORATION BOARD OF DIRECTORS RECOMMENDS: 5-0-0

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

Rex McKinsey moved that the Town vote to approve Article 11 as printed in the warrant.
Motion Passed.

ADULT ENTERTAINMENT ZONING

Article 12. ***Zoning Amendment: Adult Entertainment:*** To see if the Town will vote to amend the Zoning By-laws as follows: By adding the following sentence at the end of both footnote 17 to Section 2440(B9) in the table of Permitted Principal Uses and footnote 3 to Section 2450(G15) in the table of Permitted Accessory Uses:

> "Furthermore, all adult entertainment uses must take place entirely indoors and in such manner as not to be observable from any abutting property, sidewalk or public way."

Or to take any other action relative thereto.
[Requested by the Board of Selectmen]

PLANNING BOARD RECOMMENDS AS AMENDED: 3-1-0
BOARD OF SELECTMEN RECOMMENDS: 5-0-0
COUNCIL ON AGING RECOMMENDS: 5-0-0

(Zoning Amendment – 2/3's vote required)

Richard Olson moved that the Town vote to approve Article 12 as printed in the warrant, with an amendment to the sentence to be added at the end of both footnote 17 to Section 2440(B9) in the table of Permitted Principal Uses and footnote 3 to Section 2450(G15) in the table of Permitted Accessory Uses, as follows:

> "Furthermore, all adult entertainment uses *with establishments which display live nudity for its patrons* must take place entirely indoors and in such manner as not to be observable from any abutting property, sidewalk or public way."

Motion Passed. (For 176 Against 58)

Article 13. ***Zoning Amendment: Adult Entertainment:*** To see if the Town will vote to amend the Zoning By-laws as follows:

1. By amending the Adult Entertainment by-law, as passed at the April 2004, Annual Town Meeting as Article 19, making the following changes to

Section 2440(B9) in the table of Permitted Principal Uses, which shall provide as follows:

		Res1	**Res2**	**Res3ResB**	**TCC**	**GC**	**S**	**M**
B9	Adult Entertainment[1] a. Establishment which displays live nudity for its patrons	No	No	No	~~Yes~~ **No**	~~Yes~~ **No**	No	No
	b. Other adult entertainment	No	No	No	Yes	~~Yes~~ **No**	No	No

[1]All adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

And 2. By amending Section 2450(G15) in the table of Permitted Accessory Uses, which shall provide as follows:

		Res1	**Res2**	**Res3ResB**	**TCC**	**GC**	**S**	**M**
G15	Adult Entertainment[2] a. Establishment which displays live nudity for its patrons	~~Yes~~ **No**	~~Yes~~ **No**	~~Yes~~ **No**	~~Yes~~ **No**[3]	~~Yes~~ **No**	~~Yes~~ **No**	~~Yes~~ **No**
	b. Other adult entertainment	No	No	No	Yes	~~Yes~~	No	No

[2] Accessory adult entertainment uses are permitted, as indicated in the above table, where the adult entertainment use is accessory to a non-residential use that is either a permitted use or a legally preexisting nonconforming use. All such adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

[3] Unless approval is granted by the Board of Selectmen after a public hearing is held before said Board, in which case the Board of Selectmen may grant approval on an event-by-event basis. Such approval shall be

granted only for a particular performance for the range of dates of that performance, and shall never extend beyond the end of the calendar year. A blanket approval for all performances of different revues involving live nudity, or of different stage acts involving live nudity, to be held in the same location or different locations, or under the same sponsorship or under different sponsorships, may not be granted. In addition to being limited to accessory uses in the Town Center Commercial District, displays of live nudity must be held indoors, and may not be visible by any member of the public from the outdoors, and may not be visible by any member of the public from any other property.

Or to take any other action relative thereto.
[Requested by Terese Nelson and others]

PLANNING BOARD DOES NOT RECOMMEND 4-0-0
BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0

(Zoning Amendment – 2/3's vote required)

Terese Nelson moved that the Town vote to approve Article 13 as printed in the warrant.

Alix Ritchie moved to indefinitely postpone Article 13.
Motion to Indefinitely Postpone Article 13 Passed.

Article 14. ***Zoning Amendment: Adult Entertainment:*** To see if the Town will vote to amend the Zoning By-laws as follows:

1. By amending the Adult Entertainment by-law, as passed at the April 2004, Annual Town Meeting as Article 19, making the following changes to Section 2440(B9) in the table of Permitted Principal Uses, which shall provide as follows:

		Res1	Res2	Res3ResB	TCC	GC	S	M
B9	Adult Entertainment[1]							
	a. Establishment which displays live nudity for its patrons	No	No	No	Yes	~~Yes~~ **No**	No	No
	b. Other adult entertainment	No	No	No	Yes	~~Yes~~ **No**	No	No

[1] All adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points

on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

And 2. By amending Section 2450(G15) in the table of Permitted Accessory Uses, which shall provide as follows:

	Res1	**Res2**	**Res3ResB**	**TCC**	**GC**	**S**	**M**
G15 Adult Entertainment[2]							
a. Establishment which displays live nudity for its patrons	~~Yes~~ **No**	~~Yes~~ **No**	~~Yes~~ **No**[3]	Yes	~~Yes~~ **No**	~~Yes~~ **No**	~~Yes~~ **No**
b. Other adult entertainment	No	No	No	Yes	~~Yes~~ **No**	No	No

[2] Accessory adult entertainment uses are permitted, as indicated in the above table, where the adult entertainment use is accessory to a non-residential use that is either a permitted use or a legally preexisting nonconforming use. All such adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement.

[3] Except "Yes" in Res3 when the principal use is a theater, in which case, such theaters may display live nudity for their patrons as a permitted accessory use, as long as the displays of live nudity are indoors and not visible by any member of the public from any other property.

Or to take any other action relative thereto.

[Requested by Terese Nelson and others]

PLANNING BOARD DOES NOT RECOMMEND: 4-0-0
BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0

(Zoning Amendment – 2/3's vote required)

Terese Nelson moved that the Town vote to approve Article 14 as printed in the warrant.

Motion Does Not Pass.

Michele Couture moved to dissolve Special Town Meeting.
Motion Passed.

Special Town Meeting dissolved at 9:15 p.m. on Monday, October 25, 2004.

Election

March 2, 2004 Presidential Primary

Democrat

Total Democrats Voting = 815

President	Total
Richard Gephardt	3
Joseph Lieberman	0
Wesley K. Clark	6
Howard Dean	51
Carol Moseley Braun	3
John Edwards	121
Dennis J. Kucinich	75
John F. Kerry	536
Lyndon H. LaRouche, Jr.	1
Al Sharpton	11
No Preference	7
Blank	1
Total	**815**

State Committee Man	Total
Cleon H. Turner	484
Blank	331
Total	**815**

State Committee Woman	Total
Jane F. Fleming	518
Blank	297
Total	**815**

Town Committee	Total
Ann M. Maguire	470
Gary S. Reinhardt	488
Mary-Jo Avellar	550
Sarah K. Peake	538
Alix L. Ritchie	428
Susan G. Buerkel	258
Gary W. Delius	274
Blank	4,317
Molly Perdue	1
Robert Vetrick	5
Rick Medlar	1
George Bryant	1
Marilyn Downey	4
Write-in (All Others)	0
Total	**7,335**

Republican

Total Republicans Voting = 16

President	Total
George W. Bush	15
No Preference	0
Write-in 1	1
Write-in 2	0
Blank	0
Total	**16**

State Committee Man	Total
Robert F. Dwyer	15
Write-in	0
Blank	1
Total	**16**

State Committee Woman	Total
Cynthia E. Snead	14
Write-in	0
Blank	2
Total	**16**

Town Committee	Total
Blank	16
Total	**16**

Libertarian

Total Libertarians Voting = 4

President	Total
Jeffrey Diket	1
Ruben Perez	0
Aaron Russo	0

Michael Badnarik	0
Gary Nolan	0
No Preference	2
Blank	0
Write-in	1
Total	**4**

State Committee Man	**Total**
Write-in	0
Blank	4
Total	**4**

State Committee Woman	**Total**
Write-in	0
Blank	4
Total	**4**

Town Committee	**Total**
Blank	4
Total	**4**

Green-Rainbow

Total Green-Rainbow Voting = 4

President	**Total**
Kent Mesplay	0
Lorna Salzman	1
Paul Glover	1
David Cobb	1
No Preference	0
Blank	1
Write-in	0
Total	**4**

State Committee Man	**Total**
Write-in	1
Blank	3
Total	**4**

State Committee Woman	**Total**
Write-in	0
Blank	4
Total	**4**

Town Committee	**Total**
Blank	3
George Bryant	1
Total	**4**

Election

May 4, 2004 Annual Town Election

Number of Registered Voters = 3,156

Number of Votes Cast = 1,125

Selectmen - 3 Yrs	**Total**
Vote for Two	
Andrews	780
Olson	691
Hoffman	107
Knight	305
McGowan	186
Blank	174
Blank	0
Write-Ins	7
Total	**2,250**

School Committee - 3 Yrs	**Total**
Vote for Two	
Trovato	788
Wills	490
Wolfman	520
Blank	447
Blank	3
Write-Ins	2
Total	**2,250**

Housing Authority 5 Yrs	**Total**
Vote for One	
Nezbeth	763
Blank	358
Write-Ins	4
Total	**1,125**

Housing Authority 4 Yrs	**Total**
Vote for One	
Blank	1,093
Write-Ins	8
Sandy Fay	2
Christopher Snow	2
James McGowen	1
William Dougal	2
Scott Campbell	1
David McClean	1
R. Henrique	1
George Bryant	2
Howard Birchman	1
Rick Murray	2
Robert Cabral	1
Ed O'Hara	1
Wendy Martin	1
William Reed	2
Walter Richter	1
Eric Dray	1
Tim Hazel	1
Joy McNulty	1
Total	**1,125**

Housing Authority - 2 Yrs	**Total**
Vote for One	
Carroll-Bergman	652
Blank	462
Write-Ins	11
Total	**1,125**

Library Trustees	**Total**
Vote for Two	
Stewart	624
Blank	320
Write-Ins (S. Fay)	177
Write-ins (Other)	4
Total	**1,125**

Charter Enforcement - 3 Yrs	**Total**
Vote for One	
Tyszka	729
Blank	390
Write-Ins	6
Total	**1,125**

Ballot Question 1	**Total**
Ferry Embarkation Fee	
Yes	733
No	352
Blank	40
Total	**1,125**

Ballot Question 2	**Total**
Community Preservation Act	
Yes	636
No	456
Blank	33
Total	**1,125**

Election

September 14, 2004 State Primary

Democrat
Total Democrats Voting = 979

Representative in Congress	Total
William D. Delahunt	863
Blank	116
Write-in	0
Total	**979**

Councillor	Total
Carole A. Fiola	695
Blank	284
Write-in	0
Total	**979**

Senator in General Court	Total
Robert A. O'Leary	806
Blank	173
Write-in	0
Total	**979**

Representative in Gen. Court	Total
Sarah K. Peake	629
Molly B. Perdue	341
Blank	9
Write-in	0
Total	**979**

Sheriff	Total
Blank	957
Write-in	22
Total	**979**

County Commissioner	Total
Lance William Lambros	543
Ronald J. Bergstrom	530
Blank	885
Write-in	0
Total	**1958**

Republicans
Total Republicans Voting = 23

Representative in Congress	Total
Michael J. Jones	15
Blank	7
Write-in	1
Total	**23**

Councillor	Total
Blank	21
Write-in	2
Total	**23**

Senator in General Court	Total
Gail Bronwyn Lese	14
Blank	8
Write-in	1
Total	**23**

Representative in Gen. Court	Total
Shirley Gomes	18
Blank	4
Write-in	1
Total	**23**

Sheriff	Total
James M. Cummings	20
Blank	2
Write-in	1
Total	**23**

County Commissioner	Total
Mary J. LeClair	15
Thomas Francis Keyes	13
Dino Mitrokostas	4
Blank	14
Write-in	0
Total	**46**

Libertarians
Total Libertarians Voting = 3

Representative in Congress	**Total**
Blank	1
Write-in	2
Total	**3**

Councillor	**Total**
Blank	2
Write-in	1
Total	**3**

Senator in General Court	**Total**
Blank	2
Write-in	1
Total	**3**

Representative in Gen. Court	**Total**
Blank	1
Write-in	2
Total	**3**

Sheriff	**Total**
Blank	2
Write-in	1
Total	**3**

County Commissioner	**Total**
Blank	3
Write-in	3
Total	**6**

Green-Rainbow
Total Green-Rainbow Voting = 0

Representative in Congress	**Total**
Blank	0
Write-in	0
Total	**0**

Councillor	**Total**
Blank	0
Write-in	0
Total	**0**

Senator in General Court	**Total**
Blank	0
Write-in	0
Total	**0**

Representative in Gen. Court	**Total**
Blank	0
Write-in	0
Total	**0**

Sheriff	**Total**
Blank	0
Write-in	0
Total	**0**

County Commissioner	**Total**
Blank	0
Write-in	0
Total	**0**

Election

November 2, 2004 State Election

Number of Registered Voters = 3,380
Number of Votes Cast = 2,477

President/Vice President	Total
Badnarik and Campagna	9
Bush and Cheney	284
Cobb and LaMarche	16
Kerry and Edwards	2,151
Write-ins	2
Blanks	15
Total	**2,477**

Representative In Congress	Total
Delahunt	2,204
Jones	201
Write-ins	1
Blanks	71
Total	**2,477**

Councillor	Total
Fiola	1,923
Write-ins	3
Blanks	551
Total	**2,477**

Senator (State)	Total
O'Leary	2,047
Lese	233
Gonzaga	85
Write-ins	0
Blanks	112
Total	**2,477**

Representative (State)	Total
Gomes	433
Peake	1,992
Write-ins	5
Blanks	47
Total	**2,477**

Sherriff	Total
Cummings	1,266
Write-ins	15
Blanks	1,196
Total	**2,477**

County Commissioner	Total
Lambros	1,640
LeClair	440
Bergstrom	1,464
Keyes	196
Write-ins	0
Write-ins	15
Blanks	1,199
Total	**4,954**

Barnstable Assembly	Total
Bryant	1,859
Write-ins	33
Blanks	585
Total	**2,477**

General Government

Having just filed their marriage intentions on May 17, 2004, Cheryl Andrews and Jennifer Germack share a kiss on the steps of Town Hall.

"The Massachusetts Constitution affirms the dignity and equality of all individuals. It forbids the creation of second-class citizens. In reaching our conclusion we have given full deference to the arguments made by the Commonwealth. But it has failed to identify any constitutionally adequate reason for denying civil marriage to same-sex couples."

- Massachusetts Supreme Judicial Court Goodridge Decision

Provincetown Community: Diverse Lifestyles

Town Clerk

2004 was an eventful, exciting year in the Town Clerk's Office. The State Supreme Judicial Court's Goodridge decision allowing same sex couples to marry in Massachusetts had a profound impact on this department. From the start of the year calls and e-mails continually came in to the office from same sex couples seeking clarification on the Goodridge decision and the procedures for obtaining a marriage license, and from both national and world-wide media outlets interested in knowing how Provincetown was planning for the advent of same sex marriages. There were times when calls and e-mails on this subject alone averaged one hundred to one hundred and fifty a day.

Fifty-four volunteers from the community were on hand to help guide the one hundred and fifty four couples that choose to file their marriage intentions on May 17th. Thanks to these wonderful volunteers, we were able to process all of the intention filings with no waiting and each couple was treated with care and enthusiasm. By the end of 2004, 899 same sex couples and 25 opposite sex couples filed their marriage intentions in Provincetown. The Clerk's Office is appreciative of the Board of Selectmen for their true leadership, direction and support they provided to this department on the issue of marriage equality. Their refusal to accept discriminatory practices is truly inspiring.

There were four elections in 2004, with more interest than usual generated in the September 14, 2004 State Primary due to two Provincetown residents, Sarah Peake and Molly Perdue, running on the Democratic ballot for a chance to challenge incumbent Shirley Gomes for the Barnstable 4th District State Representative seat in the November 2, 2004 State Election. A total of 2,477 ballots were cast in the November 2, 2004 State Election out of 3,380 registered voters in Town, representing a 73 percent voter participation – a record turnout!

In addition to the April 7, 2004 Annual and Special Town Meetings, which were moderated for the first time by Town Moderator Elizabeth Steele-Jeffers, an additional Special Town Meeting was held on October 25, 2004 primarily to address the issue of the Cape End Manor Care Campus, and other pressing Town matters.

A deep debt of gratitude and thanks to the many volunteers who helped on May 17th, and those volunteers who helped in the days and months that followed to keep the Clerk's office running smoothly. Thanks as well to our hardworking and efficient election workers, and to the invaluable contributions of the several Senior Volunteers who lent their time and expertise to this office in 2004.

Farewell and thanks to Assistant Town Clerk Aaron Leventman, who resigned in September after nearly three years in the position to move to New Mexico, and welcome to the new Assistant Town Clerk Bill Schneider.

Respectfully submitted,

Doug Johnstone

Town Clerk

Vital Statistics

Births 2004

Date	Name	Parent
10-Feb	Marlene Marie Meads	Lawrence William Meads, Jr.
		Lisa Marie Meads (Foley)
13-Feb	Emma Isabel Ferreira Bago	Tibor Antal Bago
		Ofelia Margarida Bago (Ferreira)
9-Aug	Ivy Alice Brown	Kristopher John Brown
		Julie Ann Manchester
11-Aug	Christian James Deschenes	Andrew James Deschenes
		Phoebe Jackett Deschenes Prada
19-Aug	Daniel Jamar Afflick	Donovan Garfield Afflick
		Deloris Anceta Buckley
7-Sep	Jessica Ines Julia Hernandez	Jose Fernando Hernandez
		Kimberly K. Oliver
8-Sep	Deandre Dadrian Lawson	Shane Oral Lawson
		Vergie-Lee Oleta Reid-Lawson
1-Nov	Emilia Lane Malicoat Bois	Michael Anthony Bois
		Bronwyn Malicoat

Marriages 2004

Date	Name	Name	Residence
24-Jan	Norman Meiges Barry	Hilary McGrath Gambrill	Boston, MA
29-Feb	Clint J. Brooker	Angella M. Anderson	Provincetown, MA
29-Feb	Fernando Sosa Andon	Roxana Rosas	Provincetown, MA
20-Mar	Thomas N. Nutting	Wanda I. Flores	Provincetown, MA
15-May	Noel Popko	Matthew Montoya	Nashville, TN
15-May	Justin Tussing	Sarah Braunstein	Provincetown, MA
17-May	Ronald Aldana	Herman Lee	Herndon, VA
17-May	Michael Patrick Caliendo	James William Thomson	Toms River, NJ
17-May	Mary Beth Caschetta	Meryl Cohn	Provincetown, MA
17-May	Maureen Wilson	Meg Ann Stewart	Provincetown, MA
17-May	Eileen M. Counihan	Erin M. Golden	Truro, MA
17-May	Elizabeth Ann Kalis	Pamela Jean McGuire	Webster, NY

17-May	Cary Grayson Raymond	Jonathan Bartlett Goode	Boston, MA
17-May	Frank Francis Souza, Jr.	Scott Antony Cleaves	Middletown, RI
17-May	Michael John Sullivan	Christopher McCary	Anniston, AL
17-May	John A. Wagner	Richard A. Keyes	Quincy, MA
17-May	Jesse N. White	Mariah M. Hegarty	Santa Fe, NM
17-May	Nancy Joan McLane	Karen Sue Click	Provincetown, MA
17-May	Cody Alan Rogahn	Jonathan Lee Yarbrough	Provincetown, MA
17-May	Susan Louise Doegan	Heather Ruth Ann Wishik	Provincetown, MA
18-May	Sandra Cote-Whitacre	Roberta Cote-Whitacre	Essex Junction, VT
18-May	Michael Edward Richard	Daniel Robert Nelson	Bellingham, MA
18-May	Suzanne Rotondo	Kristi Kay Habedanck	Saugerties, NY
18-May	Benet Sokoloff	Pauline M. Paquin	West Roxbury, MA
18-May	Lisa D. Stinson	Jacqueline R. Smith	Newburgh, IN
19-May	Clydene L. Boehs	Elizabeth M. Wavle	Trumansburg, NY
19-May	Helen M. Fitzpatrick	Judith K. Alexander	Rutland, VT
19-May	Lynette Curley-Roam	Ellen Marie Curley-Roam	E. Yaphank, NY
19-May	Joan Carol Hilty	Nancy Susan Goldstein	Brooklyn, NY
19-May	Ruby Ann Justice	Alice Lynn Roof	Grove City, OH
19-May	Alfred David McKinnon	Yvan A. Carriere	Southington, CT
19-May	Thomas J. McKnight	Peter Fazio	Wethersfield, CT
19-May	Michael Richard Petronio	Astomi	Jersey City, NJ
19-May	Harvey Morton Soldan II	Gary Lee Holt	Riverside, CA
20-May	James L. Bell, Jr.	David C.F. Abbott	Pittsfield, MA
20-May	Kathleen T. Bieler	Pamela M. Jarvis	Forest Hill, MD
20-May	Joanne Bostjanick	Nancy Lee Marcuzzi	Pittsburgh, PA
20-May	Barbara J. Collier	Dawn R. Verbraska	Mashpee, MA
20-May	Baiba Briedis	Jeannette Danielle Bragger	Provincetown, MA
20-May	Robert Edward Buckley	Martyn Thomas Scott	Boston, MA
20-May	Scott Caldwell	Jonathan Williams	Provincetown, MA
20-May	Lewis Paul Church	Edward Allan Mitton	Provincetown, MA
20-May	Diane Jacqueline Corbo	Valerie Ann Carrano	Provincetown, MA
20-May	Charlene D. Cutro	Paulette L. Bond	Holland, OH
20-May	Brenda Faye Dean	Jill Ann Smith	Provincetown, MA
20-May	Mary Louise Deangelis	Marian Ilene Roth	Provincetown, MA
20-May	Tammy Lee Dorman	Cynthia Louise Harrigan	Warrensburg, NY
20-May	Patricia Ann Emery	Suzanne Muriel Miller	East Sandwich, MA
20-May	Jose Roberto Figueiredo	Jonathan David Silver	Cambridge, MA
20-May	Sonja Lee Foster-Storch	Dara Lauren Foster-Storch	Newton, PA
20-May	Jennifer Lynn Germack	Cheryl Lee Andrews	Provincetown, MA
20-May	Penny Lane Greene	Jennifer Maria Strevel	Ashland, SC
20-May	Patricia Anne Harrison	Lynn Grace Vairo	Brooklyn, NY
20-May	Harvey Alan Hauswirth	Steven Craig Tompkins	Provincetown, MA
20-May	Donna Charlene Hermey	Veronica Ann Elberth	Boynton Beach, FL
20-May	Wendy Lynne Hinden	Mary Paquin	Plymouth, MA
20-May	Nelson Hitchcock, III	Corey William Kustes	Provincetown, MA
20-May	Stacia R. Ismail	Roberta Lee Robison	Rochester, NY
20-May	Karen Dawn Kyper	Charla Jean McCall	Nashville, TN
20-May	Daniel Eugene Lewis	James Patrick Monahan	Norwalk, CT
20-May	Robert Lee McCune	Robert Lewis Vanderlinden	Papillion, NE

20-May	Judith Adair McDaniel	Jan Schwartz	Tucson, AZ
20-May	Robert E. McGrath	Robert E. Brown, Jr.	Weymouth, MA
20-May	Lisa Marie Pitta	Jennifer Lynn Walsh	New Bedford, MA
20-May	Leslie Eugene Reis	Julia Kay Brazelton	Bridgeport, CT
20-May	Steven S. Rosenthal	James G. Udaloy	Asbury Park, NJ
20-May	Susan Kay Samuel	Lyn Ann Westfall	Independence, MO
20-May	Teresa Ann Varraso	Nancy Geralyn Trusz	Cohasset, MA
20-May	Robert Curtis Vetrick	Ken Janson	Provincetown, MA
20-May	Charles E. Walker	James M. Reed	Woods Hole, MA
20-May	Barry Wayne Wall	John Anthony Cucco	Providence, RI
20-May	Walter Robert Weiss	Robert A. Napolitano	New York, NY
20-May	Kathleen P. Clementson	Suzanne M. Nightingale	Cape Coral, FL
21-May	Robert Bryan Baker	Stuart Bailey Woodfin	Provincetown, MA
21-May	Margaret Sonser Breen	Janice Louise Robes	New London, CT
21-May	Lynne A. Davies	Barbara J. Levison	Provincetown, MA
21-May	Jean C. Deoliveira	Joseph Scappaticci	Eastham, MA
21-May	Concetta A. Dicenzo	Donna M. Dicenzo	Cumberland, RI
21-May	Kelly Egan	Krista L. Frasier	Staten Island, NY
21-May	Ellen J. Feldman	Joan S. Starkman	Provincetown, MA
21-May	Rebecca E. Field	Anne Lorimer	Wellfleet, MA
21-May	Lisa Anne Hebert	Regina Maria McNeely	Conway, MA
21-May	Michael Scott Karner	Lawrence Andrew Ku	Dover, MA
21-May	Mary Louise Klein	Stella Hope Dawson	East Falmouth, MA
21-May	Donald Kenney Richards	Thomas B. Walsh	Provincetown, MA
21-May	Mary A. Ross	Lori Cassels	Wellfleet, MA
21-May	Jennifer M. Sousa	Edith Nieves	Provincetown, MA
21-May	Linda Ann Thompson	Estha Charlene Patterson	Provincetown, MA
21-May	Elizabeth Ann Tillman	Alice Ann Walmsley	Hyannis, MA
21-May	Starr Arlene Wood	Ann Kirkpatrick	Westfield, MA
22-May	Elaine J. Anderson	Lorraine F. Kujawa	Provincetown, MA
22-May	Barbara Jean Bennett	Susan Maria Packard	Arlington, MA
22-May	Michael Brumbaugh	Jason Wayne Smith	Gaithersburg, MD
22-May	Suzanne Flora Hanen	Carole Troum-Mulchy	New York, NY
22-May	John T. Kirk	Trevor J. Fairbrother	Chestnut Hill, MA
22-May	John A. Kosko	John P. Fitzgerald	Provincetown, MA
22-May	Lynn M. Mogell	Sarah K. Peake	Provincetown, MA
22-May	Ina Paternostro	Barbara Castner	Toms River, NJ
22-May	Guy David Plourde	Luis Alberto Vargas	Provincetown, MA
22-May	Natasha Kristin Schneider	Della Olivia Lawhon	Hyde Park, MA
22-May	Diana L. Smithson	Jacqueline A. Cote	New Bedford, MA
22-May	Justine Sullivan	Elisabeth Markus	New York, NY
23-May	Sandra Elizabeth Fournier	Rose Marie Saul	S. Weymouth, MA
23-May	Horst Glamsch	Brian Keith Crawford	Provincetown, MA
23-May	Edna F. Holley	Nancy Sirvent	Provincetown, MA
23-May	Richard Walter Kaminski	Jerry Herbert Ouellet	Provincetown, MA
23-May	Virginia A. Purcell	Susan P. Elias	Yarmouth, ME
24-May	Laura L. Alfano	Delisa McDaniel	Warrior, AL
24-May	Richard E. Oceguera	Thomas R. Koveleskie	Brooklyn, NY
24-May	Steven Gary Franz	Richard Claude Chatterton	Miami Shores, FL

24-May	Walter A. Ketcham, III	George Christopher Parker	Maitland, FL
24-May	Ivan Kovacevic	William Jay Strizever	New York, NY
24-May	Thomas E. Mills	David St. Jude Sabella	New York, NY
24-May	Julia Carolina Raneri	Rebecca Margarite Wolvek	Seattle, WA
24-May	Joel A. Sokolov	Peter J. Rooney	New York, NY
24-May	Tammy Renee Somersett	Stephanie Irene Carnevale	Winterville, NC
24-May	Shannon Stuart-Smith	Julia L. Fain	Lexington, KY
24-May	Robert Allen Tilden, Jr.	Joseph John Pescatore	Northport, NY
24-May	Patricia L. Timmins	Jan Sherman	Winston-Salem, NC
24-May	Jonathan Welch	Roger J. Monette	Burlington, VT
25-May	Charles M. Anzalone	Peter Feliks Bez	Provincetown, MA
25-May	John Lewis Calella	Michael Robert Demeule	Stoughton, MA
25-May	Jeffrey Thomas Coyne	Kurt Charles Halstead	Provincetown, MA
25-May	Kia Charise Grose	Brigitte Veronica Grose	Anchorage, AK
25-May	William E. McCarthy, Jr.	David J. Wenners	East Wareham, MA
25-May	Dr. Shannon N. Shawl	Dr. Donna J. Talcott	Toms River, NJ
25-May	Marcella Darling	Wesley Christina Darling	Seattle, WA
26-May	Mark David Melen	Joseph Lo	Provincetown, MA
26-May	Romnie Anthony Leleux	James McLaughlin, Jr.	New Orleans, LA
26-May	Suzan Elizabeth Wharton	Bette Ann Nockles	Port Charlotte, FL
26-May	Terry M. Smith	James T. Batchler	Spartanburg, SC
26-May	Tammi L. Morris	Carolyn S. Paris	Waldorf, MD
27-May	Stephen Gerald Mascilo	Trevor George Pinker	Provincetown, MA
27-May	Cynthia Sumner O'Neill	Eleanor Lansing Thomas	New York, NY
27-May	Tony Troy Sampson	James Richard Turner	Provincetown, MA
27-May	Patricia Ann Malain	Jeanne Ann VanBrokhorst	Neenah, WI
27-May	Amanda Genevie Parente	Beth Parente	Durham, NC
27-May	Daniel Lewis Ludwin	Donald James Vernon	Springfield, MA
27-May	Bobby Joe Jackson	Fielding Johnson	Fairfax, VA
27-May	James Robert Skypeck	James Allen Taber, Jr.	West Roxbury, MA
27-May	Donald E. Cote	Kenneth J. Kruse	Boston, MA
27-May	Dyann Santos	Adele Vorse	College Station, TX
27-May	Pamela Jo Amidon	Susan Lee Hack	Triangle, VA
27-May	Shari B. Miranda	Eileen J. Scheibach	Spring Lake, MI
27-May	Richard James Reynolds	John Robert Mirthes	Provincetown, MA
27-May	Debra Susan Nicoll	Deborah Louise Mecchi	Providence, RI
27-May	Thomas R. Stearns	William August Docker	Provincetown, MA
27-May	Caron E. Potts	Mary L. Canavan	Hyannis, MA
27-May	Mary Elizabeth Keegan	Gina Georgette Luke	Bethesda, MD
27-May	Andrew J. Nowick	Paul R. Scoggins	New York, NY
28-May	Tanya Lea Veal	Susan Marie Vinavong	Cordele, GA
28-May	David Eugene Head	Roger Keith Ridings	Strasburg, CO
28-May	Laura Ann Levine	Leilani Katharine Crosby	Old Saybrook, CT
28-May	Heidi Gwen Shink	Caitlin Anne Stansbury	Los Angeles, CA
28-May	Cheryl Ann Lockwood	Cynthia Nancy Binder	Provincetown, MA
28-May	Todd A. Dupell	Kris A. Hartsock	Bristol, PA
28-May	Denise C. Bergeron	Jean E. Quinn	Pelham, NH
28-May	Steven Henry Roberson	Owen Kent Grumbles	Indianapolis, IN
28-May	Bridget Ann Cahill	Geraldine Mary Spinella	North Truro, MA

28-May	Theresa Ann Page	Judy Ann Bechard	Plattsburgh, NY
28-May	Kielo Maria Sauvala	Esther Doris Littman	Mount Prospect, IL
28-May	Catherine Marion-Thomas	Sheila Marion-Thomas	Freeport, NY
29-May	Dawna M. St.Louis	Deborah Jeanne Esparza	Truro, MA
29-May	Nilde Leo	Leilani A. Farol	Sharon, MA
29-May	Eva Louise Loney	Lindsay Allison Bethel	Denver, CO
29-May	Jan Jordan Lea	Jennifer Louise Shannon	Truro, MA
29-May	Adrienne A. LaPorte	Leslie A. Thacker	New Bedford, MA
29-May	Donald R. Cooper	Michael M. Williams, Jr.	Columbus, OH
29-May	Kevin Howard Clayton	Robert Alan Small-Jason	Dorchester, MA
29-May	Joann M. Kouzan	Jane A. Wilson	Ossining, NY
29-May	Franca Centorrino	Jeanne Marie Pattison	Watertown, MA
29-May	Harris Michael Spylios	Timothy John Kennelty	S. Yarmouth, MA
30-May	Matthew Alexander Clark	Jonathan Liu Worth	Provincetown, MA
30-May	Sean Patrick Griffin	Harry Morgan Benshoff	Provincetown, MA
30-May	Amelie Zurn-Galinsky	Licia Joy Zurn-Galinsky	Provincetown, MA
30-May	John Courtney Euler	David Michael Snavely	Melrose, MA
30-May	Richard S. Aronowitz	Kevin E. Soyt	Brookline, MA
30-May	Kathy Maria McKee	Anne Elizabeth Nadeau	Plymouth, MA
30-May	Robert L. Anderson	Michael MacIntyre	Provincetown, MA
30-May	Carolyn F.Schreiner	Margaret Mary Carra	Marston Mills, MA
31-May	Daniel R. Caruso	Barry Steven	Provincetown, MA
31-May	Thomas Edward Hochard	Larry Mahan	Provincetown, MA
1-Jun	Daniel Lawrence Sullivan	Robert Andrew Biddleman	Provincetown, MA
1-Jun	James William Martin	Edgar Enrique Hernandez	New York, NY
1-Jun	Jean C. Fielding	Patricia H. White	Billerica, MA
1-Jun	Jerry Louis Popolis	Alberto Martin	Kresgeville, PA
1-Jun	Shawn Kenneth Conner	James Joseph Spitsen	Royal Oak, MI
1-Jun	Vincent J. Castaldi	Joao J. Filho	Cranston, RI
1-Jun	Linda Ann Campbell	Lucy Renee Mercier	Flint, MI
2-Jun	Linda Ann Sussman	Emily-Susan Sloane	Huntington Sta., NY
2-Jun	Susan Easterly	Sylvia Kay Fisher	Silver Spring, MD
3-Jun	Michael H. Broder	Jason A. Schneiderman	New York, NY
3-Jun	Jason Richard Brady	Steven Matthew O'Meara	Houston, TX
4-Jun	Robert J. Porter	Donald W. Miller, Jr.	Tampa, FL
4-Jun	Suzanne Frances Lesko	Meaghan Cork Monahan	Bridgeport, CT
4-Jun	Linda Diane Holmes	Deborah Kay Layden	Lafayette, CO
4-Jun	Jean M. Kresge	Jeane M. Brancazio	Loveland, OH
4-Jun	Richard Adam Neumar	Kenneth Michael Buley	Deer Park, NY
4-Jun	Jane Snyder Kaatz	Linda Jane Woods	Richmond, VA
4-Jun	Paula Ressler	Rebecca M. Chase	Bloomington, IL
4-Jun	Kathleen Ann DeMino	Deborah Ann Fisk	Provincetown, MA
4-Jun	Jacques C. Lou	Ronald G. Kreilkamp	San Francisco, CA
4-Jun	Michael P. Cirillo	William L. Palnza, Jr.	Jersey City, NJ
4-Jun	Jeannine Mickulas-Mesco	Carol Ann Mesco	Deer Park, NY
4-Jun	Patricia Dinnen Hawkins	Robin Claire Halprin	Waldorf, MD
4-Jun	Deborah Gwen Hess	Doreen Ann Ruggiero	Miami, FL
4-Jun	Arlene T. O'Brien	Jane Bohary	Towaco, NJ
5-Jun	Amber D. Yarbrough	Meghan J. Haarman	Hopatcong, NJ

5-Jun	Torrence Nathan Boone	Edward King Chapin	Provincetown, MA
5-Jun	Ralph A. Bassett	Matthew E. Wiggett	Chatham, MA
5-Jun	Angelo Luis Rivera	Philip Joseph Bergeron, Jr.	Eastham, MA
5-Jun	Joanne M. Milbury	Steven A. Cove, Sr.	Provincetown, MA
5-Jun	Jennifer Ann Windisch	Janet Karen Montgomery	Key West, FL
5-Jun	Sharon Elaine Tadlock	Brenda G. Thompson	Springfield, IL
5-Jun	C. Allen Ruyle	Frank Grady Marwood	Alexandria, VA
5-Jun	Peggy Ann Thayer	Sandra Lee Raymond	Edgartown, MA
5-Jun	Tara Marie Fitzpatrick	Andreea Niculescu	Los Angeles, CA
6-Jun	Judith Mary Linen	Ellen Marie Daley	Provincetown, MA
6-Jun	Sheila A. Chambers	Patricia M. Link	Charleston, WV
6-Jun	Elizabeth Rosbrow Reich	Laurie Elizabeth Marin	Jersey City, NJ
6-Jun	Linda M. Loren	Barbara M. Murphy	Provincetown, MA
6-Jun	Abigail M. Schafer	Anya C. Van Houtte	Rock Island, IL
6-Jun	Santiago Arana	Tom Wolfe	Springfield, MA
6-Jun	Deborah Ann Hastilow	Cynthia Sue Shawd	Westerville, OH
6-Jun	Shannon M. Sheterom	Dawn A. Overly	Groveport, OH
6-Jun	Elizabeth Ann Coderre	Elizabeth Ann Vorro	N. Smithfield, RI
6-Jun	Margaret A. Coufalik	Susan A. C. Rhein	Forest Hills, NY
6-Jun	Alison L. Call	Theresa L. Smith	Wellfleet, MA
6-Jun	Gabrielle A. Hanna	Marcy Ellen Feller	Provincetown, MA
7-Jun	Nelson Keith Sloan	Alan George Stephens	Provincetown, MA
7-Jun	William L. Fitzpatrick	Russell F. Dwyer	Provincetown, MA
7-Jun	Kathryn Jo Hoffman	Sara L. Easter	Ada, MI
7-Jun	Patricia Kane	Lynne Wood	Provincetown, MA
7-Jun	Penny Lee Dean	Claudia Celeste Klaver	Syracuse, NY
7-Jun	Weldon J. Washburn	Harry L. Duval	San Jose, CA
8-Jun	Catherine Elaine Naden	Karen R. Kitts-Arnesman	Ottawa, KS
8-Jun	Thomas G. Whitehead	Billy M. Vu	Cumming, GA
8-Jun	Daniel Laurence Reeson	Jay Scot Phillips	Atlanta, GA
10-Jun	Kathryn Jeanne Doll	Karen Jill Feliciano	East Harwich, MA
10-Jun	Jay Jakubowski	Shawn Nightingale	Provincetown, MA
10-Jun	Carol Alison Johnson	Jeanne L. Bessette	Eastham, MA
10-Jun	Julie L. Krueger	Linda E. Randolph	Larkspur, CO
10-Jun	Rosa Scott	Miriam Jana Alibudin	Roxbury, MA
10-Jun	W. George Libone	William Gerald Meves	Provincetown, MA
10-Jun	Jamie Lynn Speelman	Elizabeth Louise Davidson	Oliver, PA
10-Jun	Elaine Margo Dempsey	Harriet Beth Grazman	St.Louis, MO
10-Jun	Marilyn Jody	Joanne Cleary	Sylva, NC
10-Jun	Sheila Marie Cundiff	Regina Lee Warren	LaGrange, KY
10-Jun	Kelli Ann Dahl	Cynthia Cohen	Provincetown, MA
10-Jun	Mary Jane Kelman	Luanne Gerry Lipman	Provincetown, MA
11-Jun	Esther Heimberger	Ina-Nicole Schurek	Tornesch SH, GER
11-Jun	Louise B. Guiliano	Karen A. Riddett	Albany, NY
11-Jun	Sonya Elise Bivins	Barbara Jean Zacchini	Boston, MA
11-Jun	Diane Elma Ferreira	Suzanne Louise Holtz	St.Paul, MN
11-Jun	Timothy Alan Doud	Edward J. Ingebretsen	Washington, D.C.
11-Jun	Loreto Carnevale, Jr.	Bradley Bryce Bender	Provincetown, MA
11-Jun	Emily Flax	Carol Lynn Neal	Provincetown, MA

11-Jun	Robert J. Haller	Joseph N. Griffin	Bourne, MA
12-Jun	Marisa L. Mosenthin	Jennifer M. Lazzaro	Provincetown, MA
12-Jun	Nicole Syd Swett	Martha M. Grossi	Pittsburgh, PA
12-Jun	Lee Ann Slack	Lori Rollins	North Truro, MA
12-Jun	Nancy K. Dooley	Ruth L. Groff	Provincetown, MA
12-Jun	David Eliseo	Martin Johnson	Provincetown, MA
12-Jun	Robert Frederick Welsch	David S. Davenport	Tarrytown, NY
12-Jun	Gene M. Mignola	David Scott Hamm	Provincetown, MA
12-Jun	Denise DiGiovanni	Lori Ellen Segal	Provincetown, MA
12-Jun	James Austin Lee	Sean Colin Carey	Provincetown, MA
13-Jun	Jared N. Kaplan	Mark T. Morewitz	Lee, MA
13-Jun	Judith A. Mulledy	Kerstin April Templeton	Canton, MA
14-Jun	Dolores M. Desilets	Jacqueline I. Kroschwitz	Provincetown, MA
14-Jun	James Alexander Fowler	Walter Keith Ezell	Greenville, SC
14-Jun	Robert Jude O'Connor	Richard Allen Lerner	Provincetown, MA
14-Jun	Charles F. Signorino	Steven J. Capling	Rahway, NJ
14-Jun	Marguerite Caropolo	Denise Diane Maroney	Valley Stream, NY
14-Jun	Barry Gray Sneed	David Arthur Goswick	Mentor Lake, OH
14-Jun	Nancy Roberts Hough	Andrea E. Cooperstein	Bellvue, CO
15-Jun	Patrick A. Roche	Paul B. Tibbetts	Quincy, MA
16-Jun	Mary Alice McGee	Karen Marie Fischer	Rehoboth, MA
16-Jun	John N. Gilbride	Walter F. Winnowski	Provincetown, MA
17-Jun	Laura Susan Hutcheson	Camille Foster Cook	Wimberley, TX
17-Jun	Susy Hoyos	Marta T. Neira	Miani, FL
17-Jun	DaJuana Michelle Prater	Margaret Mary Galligan	St. Augustine, FL
17-Jun	Leann Nester	Ann K. Wittkowsky	Seattle, WA
17-Jun	Gloria J. English	Barbara Bischoff	West Nyack, NT
17-Jun	Nona G. Holmstrom	Kathleen E. McGreevy	Provincetown, MA
17-Jun	Steven Fairchild-Portugal	Richard Scott Erickson	Newton, MA
17-Jun	Amy Elizabeth Eldridge	Candace Eldridge-Allegra	Columbus, OH
17-Jun	Maria R. Hernandez	Milen Gonzalez	Miami, FL
17-Jun	Dianna Lynn Matherly	Jessie Lee Kalelkar	Provincetown, MA
18-Jun	Mary Hepsi B. Barnett	Robyn Allison Du Boff	Santa Fe, NM
18-Jun	David West	Hugh Patrick Boone	Willits, CA
18-Jun	Amy Frances Weinstein	Christina Rose Duggan	Astoria, NY
18-Jun	Anita Ann Albanese	Lane	Rocky Hill, CT
18-Jun	Kim David Markert	Michael Brian Wofsey	Jamaica Plain, MA
18-Jun	Michelle Marie Grob	Grace Ann Poole	Maple Plain, MN
18-Jun	Lane Terry Landrith	Andrew Brian Schrader	Provincetown, MA
18-Jun	Carl Walter Bazil	Eric David Price	Provincetown, MA
18-Jun	Robin Danielle Cohen	Ruth Elizabeth Ruggles	Amherst, MA
18-Jun	Mereditn L.Stannard	Elyse Zandonella	Provincetown, MA
18-Jun	Alexander C. Rempis	Ricky Allen Gresh, Jr.	Jamaica Plain, MA
18-Jun	Lourdes Rodriguez-Nogues	Diane Mary Sidorowicz	Dorchester, MA
19-Jun	Robert Victor Jackson	Henryk David Tyszka	Provincetown, MA
19-Jun	David P. Banfill	Richard G. Johnson	Provincetown, MA
19-Jun	William Floyd Jorgenson	Brian Scott Galloway	Provincetown, MA
19-Jun	John Robert Todd II	Jeffrey Thomas Klenz	Provincetown, MA
19-Jun	James D. Cross	Hank Hury	Springfield, MA

19-Jun	Janice Marie Velten	Patrice Anne Pfirman	Long Island City, NY
19-Jun	Eric Byron Bettelheim	Michael G. McKinnon	Huntington Sta., NY
19-Jun	Marie Belding	Patricia Callinan	Winchester, MA
19-Jun	Richard Dale Barnes	Brian James Waugh	Clearwater, FL
19-Jun	Richard Thomas Hilden	Richard John Turner	Boston, MA
19-Jun	Stephen Keating Smith	Paul Michael Murphy	Provincetown, MA
20-Jun	Jean Marie Battaglia	Carol Ann Broderick	Yarmouthport, MA
20-Jun	David J. McLean	Brian Perkins	Provincetown, MA
21-Jun	Norma J. Hair	Carolyne L. Schmidt	Provincetown, MA
21-Jun	Tracy Elaine Tracy	Mary Annette Bussman	Minneapolis, MN
21-Jun	Susan Carver Harris	Patricia Rae Carver Teiken	St. Paul, MN
21-Jun	Anthony P. Bella	Edward A. Kent	Taunton, MA
21-Jun	Shellee L. Peters	Lisa M. Johnson	Braintree, MA
21-Jun	Carmen Marie Call	Shanna Dean Durette	Provincetown, MA
21-Jun	Philbert M. Roderick	Yelena V. Krivosheyeva	Provincetown, MA
21-Jun	Susan E. Messenheimer	Carolyn E. Weiszman	N. Truro, MA
22-Jun	Robert H. Fraine	Jamal M. Farran	Glen Allen, VA
22-Jun	James Stephen Anderson	David W. Wittkowsky	Cleveland, OH
22-Jun	Heidi S. Crisler	Linda L. Berger	Dayton, OH
22-Jun	James Anthony Ward	Frank Anthony Ward, II	New Woodstock, NY
23-Jun	Margaret M. Cass	Denise Ellen Early	N. Stonington, CT
23-Jun	Joyce Mary Guide	Marcia Edwards Fair	Provincetown, MA
24-Jun	Renee Lynn Foxx	Luna Beane Foxx	New Brunswick, NJ
24-Jun	Harry Guy Gully	Gregory Scott Dougherty	Falmouth, MA
24-Jun	Jerald Richard Lee	Donald Stuart Ofstedal	Minneapolis, MN
24-Jun	Ann E. Cooney	Devorah J. Hauss	Wellesley, MA
24-Jun	Richard Ide	Matthew Mirisola	Provincetown, MA
24-Jun	Debra E. Reynolds	Stacy A. Morgan	Wharton, NJ
24-Jun	April Dawn Linson	Catherine Mary Linson	Loveland, OH
24-Jun	Nancy Anne Katz	Michelle Mary Wenker	Franklin, OH
24-Jun	Robert L. Ferland	James C. Burgess	Louisville, KY
25-Jun	Penny Ann Reiner	Sherry Ann Bickoff	Parlin, NJ
25-Jun	Jorge Guillermo Arroyo	Rafael Campo	Jamaica Plain, MA
25-Jun	Donna Elaine King	Joycelyn Maria Armando	New Bedford, MA
25-Jun	Donna Mae White	Elizabeth White Grider	Virginia Beach, VA
25-Jun	Jacqueline Gail Murphy	Colleen Anne Murphy	Seekonk, MA
25-Jun	Tamera Sue Hooker	Jaime Lynne White	Alfred, NY
25-Jun	Mary Elizabeth Dyer	Frances Rose Widdick	North Truro, MA
26-Jun	Concetta Claire Listro	Mark William Kramer	Ansonia, CT
26-Jun	Everett F. Halpen	Bruce A. Branco	Provincetown, MA
26-Jun	Lisa K. LaBlanc	Becky L. Willis	Lawrence, KS
26-Jun	Louis F. Vion	Noel H. Tisdale	Eastham, MA
26-Jun	Robert E. Kelly	Theodore L. Dresie	Denton, TX
26-Jun	Karen Ann Magda	Karen Marie Vetrano	Manchester, CT
26-Jun	William A. Nourse	Mark Wesley MacFarlane	Marshfield, MA
26-Jun	Carol Lyn Card	Deborah A. Dunmire	Medford, MA
27-Jun	Eileen M. Trauth	Kathleen C. Driehaus	State College, PA
27-Jun	Susan G. Buerkel	Bianca Cody Murphy	Provincetown, MA
27-Jun	Scott Peter Andonian	Rusdael de S. Barros, Jr.	Provincetown, MA

27-Jun	Jane Frances Donoghue	Connie Tavanis	Provincetown, MA
27-Jun	Sheldon B. Goldstein	John E. Burke	Provincetown, MA
28-Jun	Edward Albert Terrill	Douglas N. D. Johnstone	Provincetown, MA
28-Jun	John Ray Karczynski	Darryl Warren Ferguson	Anaheim, CA
28-Jun	Lawrence T. Johnson	Thomas Eugene Ridgeway	Cincinnati, OH
28-Jun	Ronald Eugene Betz	Michael John Kibbey	Columbus, OH
28-Jun	Roberta J. Barry	Claire A. McCauley	Provincetown, MA
28-Jun	Diane Evelyn Daren	Loretta Marie O'Connor	Brookline, MA
30-Jun	Richard S. Ferri	John E. White	Provincetown, MA
30-Jun	Marcia E. Seidman	Caroline Theresa Cormier	St. Petersburg, FL
30-Jun	Jocelyn Polikoff	Dedre Umoja Will	Santa Fe, NM
30-Jun	Leona Rust Egan	Charlotte C. Douglas	Provincetown, MA
30-Jun	Thomas Colucci	John F. O'Connell	Brockton, MA
1-Jul	Susan I. Toth	Nancy J. Peirce	Madison, WI
1-Jul	Abi Lizza Cielo	Mari Janae Cielo	Hicksville, NY
1-Jul	Janette Lyn Kauffman	Dawn Elaine Weaver	Provincetown, MA
1-Jul	Sandra Dee Collins	Joanne Lynn Augstein	Schenectady, NY
1-Jul	Franklin Albert Tinney	Lee A. Vinocour	Palm Springs, CA
1-Jul	Jason Arthur Folkman	Victor Seguritan	Astoria, NY
1-Jul	Luis Abdiel Rosario	Michael Thomas McCabe	Churchville, Ny
1-Jul	Judith Lynne Ross	Joy Drew Griffith	Burlington, MA
2-Jul	Beverly Ann Andrade	Gail Marie Furtado	Fall River, MA
2-Jul	Juli Savettiere	Kathleen Connolly	Morristown, NY
2-Jul	Nancy Linda Wilson	Paula Jean Schoenwether	Bradenton, FL
2-Jul	Robert A. Gordon	Stephen C. Kraynak	Columbus, OH
2-Jul	Juliette M. Tavares	Lizette M. Ponte	Fall River, MA
2-Jul	Hillary Gwen Miller	Neena Sue Husid	Austin, TX
2-Jul	Ann Maguire	Harriet Gordon	Provincetown, MA
3-Jul	Denise Michelle Peloquin	Kelly Alicia Kennedy	Mashpee, MA
3-Jul	Kathryn E. Scott	Sarah C. Pawa	Provincetown, MA
4-Jul	Kathleen C. Arruda	Charlene Vernon	Provincetown, MA
5-Jul	Georgeann Yug	Barbara Ann Reid	Westlake, OH
6-Jul	Margaret E. Judge	Virginia E. Iannarone	Boston, MA
6-Jul	Lawrence R. Wiedemann	Patrick S. McDermott	Houston, TX
6-Jul	Michael Blaine Breland	John Frederick Unger	Winter Park, FL
6-Jul	Susan Elizabeth Cavin	Laura Zeidenstein	Eastham, MA
6-Jul	Denise M. Treanor	Christina A. Arnold	Perkasie, PA
7-Jul	Diana Mari Allen	Vicki Gardner Lefevre	Provincetown, MA
7-Jul	Michael A. de Rooij	Nicholas John Frois	Schenectady, NY
7-Jul	Beth Ann Chamberlin	Kathy Lynn Seibert	Columbus, OH
8-Jul	Kristopher Paul Smith	Christopher James Keane	Somerville, MA
8-Jul	Thomas Francis Egan	Mitchell Douglas Baker	Provincetown, MA
8-Jul	Santina Geraldine Aruta	Stephanie Ann Aruta	Prospect Park, NJ
8-Jul	David Paul Berube	Kurtis Wade Johnson	Attleboro, MA
9-Jul	Anthony Acosta	Carlos M. Medina	New York, NY
9-Jul	Evangeline Tulo Castillo	Remedios Coronado	Peekskill, NY
9-Jul	Joanne Colucci	Marilyn Lober	Provinceetown, MA
9-Jul	Patricia Diane Coane	Susan Patricia Melchione	Bellmore, NY
9-Jul	Christopher M. Johnson	David Michael Gates	Malden, MA

9-Jul	Jeremy James Johnson	Nelson Ray Lazar	Indianapolis, IN
9-Jul	Laurie A. Fontaine	Teresa A. Zak	Lynn, MA
9-Jul	Timothy John Chisser	John Michael Prosen	San Diego, CA
10-Jul	Linda M. Nicol	Pauline E. Beaudin	Winchester, MA
10-Jul	Mary Jeanne Benedetto	Cassandra Ann Pelkey	Terryville, CT
10-Jul	Randie Sue Spaulding	Christine Marie Williams	Harwich, MA
10-Jul	Juan Pablo Teran Navarro	Andrew Bruce Williams	Brooklyn, NY
10-Jul	Diane M. Hudson	Alexandra Tyszka	Provincetown, MA
11-Jul	Diane Robin Kleinrok	Marilyn Leslie Monks	Truro, MA
11-Jul	Scott John Lattime	Greg Russo	Provincetown, MA
11-Jul	Alan Joseph Wild	Robert Emmett Walsh	Truro, MA
12-Jul	Raymond C. Sheetz Jr.	Michael G. Perry	Stroudsburg, PA
12-Jul	Janice Lee Haws	Doreen Frances Dolan	Chalfont, PA
12-Jul	Jennifer Powell Crooks	Patricia Ann DeLuca	Provincetown, MA
12-Jul	Lisa Renee Gregory	Stephanie Harris	Swanton, OH
12-Jul	Gregory Lee Farnsworth	David Charles Pucek	Dallas, TX
13-Jul	Jess L. Irvin	Pedro J. Cardona	Provincetown, MA
13-Jul	Joan L. Rook	Robert Rook	Brookline, MA
13-Jul	Matthew Allen Derr	Adam Jason Bowling	Natick, MA
14-Jul	Paula Mary Romano	Marian L. Schwindeman	Redding, CT
14-Jul	Sandra Litkenhaus	Elizabeth Marie Wojtal	Provincetown, MA
14-Jul	C. Houghton-Belisle	Melissa Braun	Bristol, RI
15-Jul	Denise E. Stewart	Eva I. Morris	Plaistow, NH
15-Jul	John R. Arndt	Joseph R. Leven	Philadelphia, PA
15-Jul	Allan A. Altman	Bernard W. Gregory, Jr.	Atlanta, GA
15-Jul	Lyle Browning Cruse	Lori Tamson Austin	Avondale Estates, GA
15-Jul	J. Star Chicaderis	Maxine R. Lewis	Provincetown, MA
16-Jul	Mario DiGangi	John G. Antosca	New York, NY
16-Jul	Evelio R. Cuellar	Michael J. Swarthout	New York, NY
16-Jul	Dale Edgar Alward	Steven Eric Haines	Washington DC
16-Jul	Michael V. Kubit	Brian Haseltine	Boston, MA
16-Jul	James Ross Johnston	Bruce Rocco Isner	Dallas, TX
16-Jul	Edwin Ernest Machon	Kerry Patrick Day	Dallas, TX
16-Jul	James Edward Galvin	Richard Arling Halbedel	Dennis, MA
16-Jul	Elissa Philyn Lei	Stephanie Ann Richard	Baltimore, MD
16-Jul	Joseph M. R. Rydell	David Andrew Wood	Brooklyn, NY
16-Jul	Joseph John Fahel	Camilly Fahel Poole	St. Paul, MN
16-Jul	James Patrick Moore	Ronald Lee Gubin	New York, NY
16-Jul	Christine Cary Sweeny	Claire Elizabeth Lardner	Miami, FL
17-Jul	Stephen R.Cheskiewicz	David J. Michaels, Jr.	Shavertown, PA
17-Jul	Martha S. Brousseau	Patricia Kathryn Krieger	Provincetown, MA
17-Jul	Tracy Celeste Gale	Diane Alma Ouellette	Provincetown, MA
17-Jul	Leo John Manske	Michael Ray Johnson	N. Truro, MA
19-Jul	Donna M. Pomponio	Kip Tiernan	Boston, MA
19-Jul	James Daniel Balla	Albert A. Merola	Provincetown, MA
20-Jul	William C. Beacham	Stanley Albert Sylvain	Provincetown, MA
20-Jul	Projit Mallick	Andreas E. Theodosiou	Astoria, NY
20-Jul	George E. Bouchard	Rene T. Perriolat	Provincetown, MA
20-Jul	Peter Alan Scifo	Russell William Bain	Trumbull, CT

21-Jul	Robert T. Phillips, Jr.	David Mark Lepore	Wilkes Barre, PA
21-Jul	Christine Edith Wengerter	Joy Ellen Ursillo	Provincetown, MA
21-Jul	Todd Ronald Young	John Robert Horton	Ontario, NY
22-Jul	Jennifer Rose Andrew	Deanna Noelle Lude	Lansing, MI
22-Jul	Ann M. Anderson	Marie T. Sampson	Norton, MA
22-Jul	Noreen Gleason	Jennifer Anne Harold	Alexandria, VA
22-Jul	Joaquin E. Neira	Thomas P. Kania	New Rochelle, NY
22-Jul	Jane Elizabeth Metcalf	Viviane Alexandra Moritz	Silver Spring, MD
22-Jul	Craig M. Fink	Mark William Lehman	Macedonia, OH
22-Jul	Cheryl R. Judge	Elizabeth A. Robertson	Summit, NJ
22-Jul	James Patrick Karpinen	Joseph Albert Defini	Rockport, MA
22-Jul	Donna M. Defelice	Angela H. Yeung	Plymouth, MA
22-Jul	Rachael Mary Brodeur	Patricia Ann Blanchette	Fall River, MA
22-Jul	Susan Mary Peterson	Heather Rae Scully	Williamsburg, VA
22-Jul	Charles William Stubbs	Michael David Levey	Westfield, MA
23-Jul	Valerie Jean Richardson	Darlene Barr	Lawrenceville, GA
23-Jul	Deborah Anne Wilson	Susan Elizabeth Raber	Richmond, VA
23-Jul	Cathy Johnson Stewart	Nancy Jane Wright	New Albany, NY
23-Jul	Dorene Ann Menezes	Christine Mary Stanton	Westport, MA
23-Jul	Karen Lynn Eldridge	Lindy Evans	Methuen, MA
23-Jul	Cheryl L. Powers	Debra L. Lippens	Orlando, FL
23-Jul	Cynthia Anne Poirer	Carol Marie Bligh	Sorrento, FL
24-Jul	Thomas John Bombardier	John Kirby Fowler	Provincetown, MA
25-Jul	Jared Anthony Wollaston	John Vincent Cunney, Jr.	Boston, MA
25-Jul	Ronald William Giard, Jr.	Kevin Francis Sullivan	Sommerville, MA
26-Jul	Andrew D. C. Meddick	Thomas Edward McGlone	Elicott City, MD
26-Jul	Maria E. Torres-Quiles	Inez Lopez-Quiles	Brooklyn, NY
26-Jul	Sue Mayo	Helen Muscolo	El Sobrante, CA
26-Jul	Stephen Edward Phelps	Allen Jay Reed	Chicago, IL
26-Jul	Anne Elizabeth Pritchard	Ann Marie Bourque	Sandown, NH
28-Jul	Kathy Ann Heuner	Janelle Lyna Ebaugh	Spring Grove, PA
28-Jul	Ronald Joseph Carnevale	Joseph Phillip Tantillo Jr.	Lancaster, NY
28-Jul	Valerie Hufnagel	Sandra Tobin	White Plains, NY
28-Jul	James Joseph Sheehan	Rodney Roy Johnson	Provincetown, MA
29-Jul	Amy Clair Abbott	Miriam Dorothy Hudecheck	Liverpool, NY
29-Jul	Nancy Jo Herman	Leah Kirk Thayer	Washington, D.C.
29-Jul	Sharon Diane Heuer	Nina Louise Ensley	Sturgeon, MO
29-Jul	Deborah Munter Gruber	Mary Marsha Kleehamer	Rochester, NY
29-Jul	Carol Sue Unsicker	Karen Sue Schwebel	Columbia, MO
29-Jul	Elizabeth A. Recupero	Judtih M. Levinson	Stoughton, MA
29-Jul	Erwin Roger Bartman	Peter Douglas Kelpinski	Leesburg, VA
29-Jul	Robert Paul Buteau	David MacDonald	Providence, RI
30-Jul	Edward Lamar Kelley, Jr.	Bill Glenn Hailey	Santa Rosa Beach, FL
30-Jul	Crosby A. Price, Jr.	Steven V. Frederick	Provincetown, MA
31-Jul	Robert F. Murray	Paul S. Jackson	West Roxbury, MA
31-Jul	Anne Prewitt Shaver	Frances Susanne Woods	Sugarloaf Shores, FL
31-Jul	Daniel John Brace	Jessica Suzanne Carter	Micco, FL
31-Jul	Patricia Candee Gibbs	Sara Elizabeth Northrup	Florence, MA
31-Jul	Janice Kando	Sonia Patricia Bettez	Corrales, NM

31-Jul	Louis Martin Tolliver	Paul James Fries	Albany, NY
31-Jul	David Ross McMahon	John Arthur Erdman	Provincetown, MA
31-Jul	Cheryl Lynne Deutsch	Carol Anne Morrison	West Roxbury, MA
31-Jul	Jeri Ann Harvey	Gillian Jo-An Storey	Brandenton, FL
1-Aug	Peter Joseph Karl	David Leon Clarke	Provincetown, MA
2-Aug	Anastasia M. Corcoran	Mary Lou McVane	Saugus, MA
2-Aug	Mary Lynn Wiseman	Michelle Lynn Riley	Riverside, OH
2-Aug	Tedi Lynne Sagal	Nancylee Robertson Ryan	Mediran, CT
3-Aug	Craig Louis Pigg	Robert Michael Prudent	Atlanta, GA
3-Aug	Laurie Mecham	Mary Ann Hamilton	Salt Lake City, UT
3-Aug	Sandra Kay Price	Terri Ann Pirtle	Dayton, OH
4-Aug	Marie A. Lynch	Anne C. Dineen	Cranston, RI
4-Aug	Karen Lowens	Cecilia Maria Marchetti	Hastings on Hud., NY
4-Aug	Gregory Wayne Ellis	Thomas Lynn Majors	Tucker, GA
4-Aug	Keith Robert Curran	Richard Morris Hester	New York, NY
5-Aug	Randall A. Lambright	George J. Butler	Orlando, FL
5-Aug	Matthew Corrado	Rolf A. Meyer	Delray Beach, FL
5-Aug	Daryl Ruth Kimche	Kelly Alicia Gilstrap	Atlanta, GA
5-Aug	Sherrie Lynne Moore	Pamela Jo McGarvey	Toledo, OH
5-Aug	Dianna Lynn Pagan	Miriam Martinez	Hamilton, NJ
5-Aug	Andrea Manuela Niebel	Margaret R. O'Halloran	Kew Gardens, NY
5-Aug	Craig Wayne Christensen	Anthony James Muller	Ventura, CA
5-Aug	Pasquale A.Pagano	Gary Chestaro	Woodmere, NY
5-Aug	Coral Veron Maher	Mary Elizabeth Rolland	New Orleans, LA
5-Aug	Michael S. Vitulano Jr.	Arthur Robert Blake	Boston, MA
5-Aug	Brenda J. Salyer	Annette Tector	Roslindale, MA
5-Aug	Kelly A. Brennan	Susan E. McVey	Newark, DE
5-Aug	Susan Marie Albright	Lisa Lynne Ward	Springfield, VA
5-Aug	Miriam Jane Hargate	Laura Ann Pokorny	Cleveland Hghts, OH
5-Aug	Steven Robert Boticelli	Noah Samuel Glassman	New York, NY
5-Aug	Geraldine Ann Winters	Donna Marie Corpolongo	Long Beach, CA
5-Aug	Marian F. Matheson	Pamela Beth Matheson	South Hadley, MA
5-Aug	Gregory Ethan Stone	Stewart Mack Swanson	Sylvania, OH
5-Aug	Dr. Nancy E. Atkinson	Mary-Beth Reaves	Athens, AL
5-Aug	Patricia Ann White	Mary Elizabeth White	East Liverpool, OH
6-Aug	Sharon Lee Bradt	Jane Patera O'Meara	Ada, MI
6-Aug	Kenneth A. Weissenberg	Brian Joseph Sheerin	New Rochelle, NY
6-Aug	Laurie A. Green-Lauber	Deborah S. Green-Lauber	Columbus, OH
6-Aug	Howard Jeffrey Karren	Edward Gustave Christie	Truro, MA
6-Aug	Sharon Elizabeth Ormsby	Debra Sue O'Connell	Wetumpka, AL
6-Aug	Jennifer Ann Hanson	Denise L. Watso	Latham, NY
6-Aug	Theoni Angelopoulos	Joanne Rizzi	New York, NY
6-Aug	Linda Marie DiPalma	Crystal Dawn Magee	New London, CT
6-Aug	Eugene Albert Boucher	Jean Pierre Croteau	Berlin, NH
6-Aug	Gina Marie Escamilla	Rachael Tyng McClennen	Seattle, WA
6-Aug	Amy A. Pitter	Leah C. Camhi	Waltham, MA
6-Aug	Joyce I. Levy	Phyllis A. Rosenberg	Gladwyne, PA
6-Aug	Michael Alan Schecter	Michael D. Spaulding	Columbus, OH
7-Aug	Mark A. Schuster	Jeffrey F. Webb	Truro, MA

7-Aug	Danny Ray Wood	Norman John Laurin	Boston, MA
7-Aug	Suzanne Louise Ridge	Christine Bird	East Weymouth, MA
7-Aug	Mario Robert Bucacci	Anthony Thomas Pezzullo	Narragansett, RI
7-Aug	Jack Everett Miller	Darryl Lynn Gossett	Atlanta, GA
7-Aug	Barbara J. M. Grasso	Michelle Elizabeth Jaffe	N. Truro, MA
7-Aug	Christine M. Asselin	Carla M. Mancino	Springfield, MA
7-Aug	Ellice Ann Tomlinson	Candace Susan Nevel	Linden, PA
7-Aug	Sarah Larter Lingeman	Melissa Anne Lord	Dunstable, MA
7-Aug	Pamela Anne Davenport	Ellen Marie Bonaventura	Beverly, MA
8-Aug	Dianne Mary Flaherty	Donna Marie De Angelis	Attleboro, MA
8-Aug	David Beverley Longson	James Anthony Gizzonio	Boston, MA
8-Aug	Susan Marie Matteson	Ellen Patricia Martel	Provincetown, MA
8-Aug	Christopher John Miller	Britt Dalan Theismann	Washington, D.C.
8-Aug	Maria Emilia Gonzalez	Colette Ann Maynard	Worcestershire, U.K.
9-Aug	Eric Charles Bennett	Phillip Mitchell Lyons, Jr.	Conroe, TX
9-Aug	Darrin Greg London	Jack Harvey Sande	Centerport, NY
9-Aug	Amy Lynne Boatman	Rhonda Jean Bell	Austin, TX
9-Aug	Jeffrey Alan Gaio	Alan Michael Salit	Los Angeles, CA
9-Aug	Eric Philip Gerstmann	Gary Martin Gutierrez	Englewood, NJ
9-Aug	Jeff Reiman	Gary Purcell	Provincetown, MA
9-Aug	Robert T. Barlow, Jr.	Kevin Gerard Collins	Boston, MA
9-Aug	David Joshua Lock	Brian John Shay	San Diego, CA
10-Aug	Deena Jo Whiting	Meredyth Ellen Mindte	Pearl River, NY
10-Aug	Patricia Anne Lynn	Jill Alison Samuels	Boston, MA
11-Aug	David Richard Houy	Howard Francis Smith	Provincetown, MA
12-Aug	Mary Debacher Driesch	Catherine Jean Cannariato	Penn Yan, NY
12-Aug	Rosemary Madl	Theresa Elizabeth Young	Wilmington, DE
12-Aug	Penny Lynn Jacobs	Karen Elizabeth Fryer	Hyattsville, MD
12-Aug	Maxine Kay Mashek	Theresa Anne Weldon	Stone Lake, WI
12-Aug	Mary Eileen McCrank	Laurie Ann Haelen	Rochester, NY
12-Aug	Joseph Howard Kort	Michael Anthony Cramer	Grosse Pte Wds, MI
12-Aug	Robin A. Siedner	Carol L. Stimmel	Provincetown, MA
12-Aug	Christine Davenport	Lisa Marie Grampetro	Wocester, MA
12-Aug	Jorge L. Castillo	Christopher J. Amato	Cleveland, OH
12-Aug	Margaret M. Walsh	Patricia A. Columbia	Upper Montclair, NJ
12-Aug	Elizabeth Louise Forrest	Leslie Horst	Watertown, MA
12-Aug	Cynthia Jean Fisk	Erin Elaine Jones	Brick, NJ
12-Aug	Nancy Annette Natale	Stephanie Marie Woodard	Clay, NY
13-Aug	Donna Marie Martin	Annette Marie Harris	Provincetown, MA
13-Aug	Patricia Jean Mello	Doreen Ann Gonsalves	E. Falmouth, MA
13-Aug	James John Lettenberger	Sean Smith	Alexandria, VA
13-Aug	Alisa Ellen Smith	Dawn Marie Varava	Voorhees, NJ
13-Aug	Cynthia Sue Goble	Martha Anne Harrell	Houston, TX
13-Aug	Catherine M. Walsh	Deborah Marie Dayo	Branford, CT
13-Aug	Nancy K. Neill	Christina Marie Cox	Lafayette Hill, PA
13-Aug	Thomas M. Groholy	Todd W. Hover	Hollywood Hills, CA
13-Aug	Robert Lincoln Raisch	Charles Reynolds Pallone	Newton, MA
13-Aug	Jantinee Chaiyavet	Sara Elllen Forrest	Brookline, MA
13-Aug	Tina Papinou	Georgialee Hallman	Springfield, MA

13-Aug	Jill Wendy Baran	Susan Hughes Borchert	Astoria, NY
13-Aug	William L. Mitchell	David Alfred Vignolo	Olney, MD
13-Aug	Gregory Allen Stair	Kevin Michael Teeley	Lynnwood, WA
14-Aug	Sara June Shatzel	John Kevin Fitzpatrick	Buffalo, NY
14-Aug	David J. Slaughterbeck	Francisco M. Martinez	Quincy, MA
14-Aug	Christopher G. Gonzales	Richard John Schuelke	Laguna Beach, CA
14-Aug	Kelli Joy Regula	Margot Bernstein Rosen	Alexandria, VA
16-Aug	Bruce Neil Schachter	Pedro Angel Sierra	N. Truro, MA
16-Aug	Catherine Fortuno	Kimba Malm	Boston, MA
16-Aug	Alice Johnson Forsyth	Susan Jeanne Hurlbert	Brewster, MA
16-Aug	Howard P. Johnson	Gerard R. Gershonowitz	Briarcliff Manor, NY
16-Aug	Pasquale P. Putignano	Christopher John Price	Huntington Sta., NY
16-Aug	Michael K. Furlong	Joseph Eric Larsen	Huntington, NY
16-Aug	Kevin W. Callihan	Peter A. Harris	New Rochelle, NY
16-Aug	Margaret R. Williams	Wendy Jean Loveland	Jamaica, MA
17-Aug	Daniel Mark Schiessl	James Patrick Whitehead	Chicago, IL
17-Aug	Elizabeth A. Scott	Karen A. Radick	Verona, PA
17-Aug	Andrea Monetti	Karen Faith Petermann	Provincetown, MA
18-Aug	David Matthew Uricoli	Frank R. McDonough	Madison, NJ
18-Aug	Carl V. Buccilli	George A. Dossas	Lynnfield, MA
18-Aug	Barbara Ann Prato	Geraldine Lois Brennan	Provincetown, MA
19-Aug	Patricia Kay Greene	Sharon Lynn	Provincetown, MA
19-Aug	Consesso Souza	Michael Andre Janelle	Framingham, MA
19-Aug	Dennis David Dintino	Randolph O'Mar Jordan	North Brunswick, NJ
19-Aug	Rosanne DiNola	Sherri Kaplan	Stewart Manor, NY
19-Aug	Bridget Joanna Flynn	Sharon Robinson-Chase	Baltimore, MD
19-Aug	Scott Joseph Shields	James Edward Woods	Haverhill, MA
19-Aug	Robert Horace Hill	Gary Brown	Dudley, MA
19-Aug	Joseph E. Miltimore	Bryan Albert Hansen	Chicago, IL
19-Aug	Harold Ray Dolden	Donald Lathrop Petry	Provincetown, MA
19-Aug	James J. Chiolino	David P. Heuer	Madison, WI
20-Aug	Erin Marie Buononato	Joanne Lorayne Ferreira	Newburgh, NY
20-Aug	Ruth Ellen Strickling	Sandra Alice Waldrop	Palm Desert, CA
20-Aug	Carla Elaine DiBenedetto	Laura Na'amat Marie Khouja	Chicago, IL
20-Aug	Kelly Ann Lieske	Laureen Michele Sharps	Baltimore, MD
20-Aug	Phillip Charles Bennett	Joseph George Schaller	Philadelphia, PA
20-Aug	Ederlindo D. Machado	Zoraida B. Diaz	N. Truro, MA
20-Aug	Robert Louis Driscoll	Derek Scott Penfield	Santa Monica, CA
20-Aug	Irene Ray	Donna Ree Earles	Huntington, WV
20-Aug	Eric J. Grossman	Adam J. Welsh	New Rochelle
21-Aug	John Thomas Hanauer	Robert Lawrence Spanier	Bayside, NY
21-Aug	James J. Cote	Johannes Husson	Provincetown, MA
21-Aug	Kevin Paul Winicker	Richard James Mielke	Frederick, MD
21-Aug	Adam Christopher Dyer	Michele Marie Becker	West Chester, PA
21-Aug	Eric Francis Cunningham	John R. Parent	Hyannis, MA
21-Aug	Dale Thomas High	Takeo Sakashita	New York, NY
21-Aug	Laura-Lee Anne Prescott	Lisa Jane Gilbert	Sherrodsville, OH
22-Aug	Kelly Louise Ainsworth	Cynthia Juliet Spurr	Virginia Beach, VA
22-Aug	Christopher D. Hitt	Paul B. Kelly	Peekskill, NY

22-Aug	Robert Llewellyn Jordan	Robert Kenneth Mix	E. Sandwich, MA
23-Aug	Kayla Andrea Kirsch	Tamar Judith Posner	Amherst, MA
24-Aug	Kathleen Krupa	Darlene S. Waddell	Chester, NY
24-Aug	Ellen Sue Freeman	Roselyn Marie Callahan	Provincetown, MA
24-Aug	David Michael Wolgin	Van Joseph Farrier	Springfield, MA
24-Aug	Michael Beloin	Richard Gary Poulin	Orlando, FL
24-Aug	Nereida Irizarry	Serri-Anne Murray	Prospect, CT
25-Aug	John Michael Simonetta	Charles Robert Burkhardt	Atlanta, GA
25-Aug	Lisa Marie Melendy	Jennifer Helen Fulcher	Easthampton, MA
26-Aug	Nancy R. Hooven	Jan Katherine Von Flatern	Washington D.C.
26-Aug	Robert Judd Campbell	John Ignatius McGuire	Los Angeles, CA
26-Aug	Stephen C. Cook	Allen Louis Guesto	Westborough, MA
27-Aug	Julia Ruth Minsky	Jeremy Andrew Lignori	Provincetown, MA
27-Aug	Lori Jean Watterson	Rosa Marie Mello	Onset, MA
27-Aug	Cindi A.P. Lattanzio	Donna Lattanzio	Mount Sinai, NY
27-Aug	Audrey Lynn Hirsch	Linda Bodsford Major	Maidens, VA
27-Aug	Robert Norman Nead	Thomas Albert Augusta	New York, NY
27-Aug	Phillip Bruce Greenberg	Timothy Francis Wike	Provincetown, MA
27-Aug	Gregory J. Tyo	Antonio Jorge Serrao	Provincetown, MA
27-Aug	Martha Merrill Jones	Gerrie Mayer Gibbons	Phoenix, AZ
27-Aug	Jay Jonathan Levin	Gregory Lee Rowley	West Bloomfield, MI
27-Aug	William J. Koolsbergen	Lawrence W. Rogers, Jr.	Astoria, NY
27-Aug	Kimberly Jane Smith	Heather Michelle Lanham	Lynn, MA
27-Aug	Lynne Kimmel	Portia Cornell	South Hadley, MA
28-Aug	Ann Marie McGeehan	Lisa Kay Strawser	Provincetown, MA
28-Aug	Mark David LeMiere	Barry A. Schwartz	Boston, MA
29-Aug	Kathleen Marie Davis	Jonna Janelle Kosalko	Wellfleet, MA
29-Aug	Kathe Elizabeth Mazur	Jeffrey Ira Sugarman	Los Angeles, CA
30-Aug	Rene Augusto Poveda	Joaquin Pedro Mendiburo	Provincetown, MA
30-Aug	Cheryl Claire Imbracsio	Sandra J. Hasenjager	W. Roxbury, MA
30-Aug	Huberfils Tejera	Michael Herve Gosselin	Provincetown, MA
30-Aug	Jorge Lopez	Fernando Martinez-Patron	Mexico, DF
1-Sep	Loretta Butehorn	Susan P. Downey	Dorchester, MA
2-Sep	John A. Spencer	Kenneth M. Cunningham	Cincinnati, OH
2-Sep	Dina Consentino	Kathleen D.Consentino	Provincetown, MA
2-Sep	Thomas G. Cristello	Roland C. Ashley	Brooklyn, NY
3-Sep	Carolyn Teal Pedlow	Marie Donabella Sauro	Cranston, RI
3-Sep	Alicia Kay Dare	Debra Gail Harrison	Irving, TX
3-Sep	Elizabeth Ann Lowenthal	Lynda Donald Jones	Columbiana, AL
3-Sep	Karen A. Brophy	Michaela Grey	Boston, MA
4-Sep	Michelle G. Samuelson	Colleen C. Hebert	Simsbury, CT
4-Sep	Alphonse E. Litz	Robert B. Ditter	Boston, MA
4-Sep	Wendy Evelyn Grew	Rachelle Jeanne Lapre	Rochester, MA
4-Sep	Kimber Alan Billow	Charles Andrew Griffeth	Provincetown, MA
4-Sep	Sherry Lynn Patys	Laura Lorraine Joans	Lexington, KY
5-Sep	Anne M. Persico	Taylor Banaszak	Bronx, NY
5-Sep	Charles Edward Hides	James Alexander Hides	Provincetown, MA
7-Sep	Frank Chase Hawkins	Charles Parascandola	Haverhill, MA
8-Sep	David Lee Hesse	Ricky Rodriguez	Dallas, TX

9-Sep	Daniel G. Cheyne	Mark H. Fultz	Beaverton, OR
9-Sep	Melvyn Robert Kuritzky	Laurence R. Stoddard Jr.	Boca Raton, FL
10-Sep	Dawn Marie Sterr	Debra Jean Simon	Provincetown, MA
10-Sep	Catherine Grace Rogers	Theresa W. Conroy	Hancock, MA
10-Sep	Tami Marie Tutton	Tonya Jo Peer	West Palm Beach, FL
10-Sep	Marie Helen Sawall	Joan Lee Martzahl	Winnebago, WI
10-Sep	Mark R. Young	Gary J. Sullivan	Boston, MA
10-Sep	Roxanne Power Hamilton	Laura Ann Perkins	San Francisco, CA
11-Sep	John Michael Pascazio	Brian Dale Friend	Washington, DC
11-Sep	Lonnie F. DeWitt, Jr.	Michael Ray Sanders	Dorchester, MA
11-Sep	Barbara G. Bent	Barbara A. Towski	Salem, MA
11-Sep	Susan Mindell	Carol Ann Karpa	Provincetown, MA
11-Sep	Alyssa Beth Poyer	Gary Joseph Plano, Jr.	Plainfield, IL
11-Sep	Judith Linnea Donahue	Sandra Jean Lucas	Shrewsbury, MA
11-Sep	Titeria L. Ross-Lawson	Robyn Thomina Sayles	New Haven, CT
11-Sep	Marie E. Pellegrino	Cathan Rose Ventura	Wellfleet, MA
11-Sep	Veronica B. Reason	Vanessa Leadenham	Westfield, NJ
11-Sep	Edward T. Connolly, Jr.	Matthew Steven Farber	Provincetown, MA
12-Sep	Susan A. Wheelan	Jane H. Winter	Provincetown, MA
12-Sep	Dana M. Phillips	John Joseph Coulter, Jr.	San Francisco, CA
12-Sep	Edwin Lee Huckfeldt, Jr.	Clinton Daniel Wright, Jr.	Dallas, TX
12-Sep	Lee Stanford Ridgway	Donald Edward Vaughan	Boston, MA
13-Sep	Catherine A. Choquet	Kathleen Ann Power	North Grafton, MA
13-Sep	Donna Lee Thagard	Helen Fremont	Boston, MA
13-Sep	Marilyn A. Hutchinson	Karen Louise Willing	Provincetown, MA
14-Sep	Donna M. Aliperti	Kathleen L. Cotter	Provincetown, MA
15-Sep	Roy L. Migliorino	Reginald L. McCall	Secaucus, NJ
16-Sep	Mary Beth Grandfield	Donna Lee Senay	Boston, MA
16-Sep	Debora Wellmes	Raenette Gibbs Wilhelm	Provincetown, MA
16-Sep	Ann Margaret Shimkus	Dana Michelle Coutts	Denver, CO
16-Sep	Courtney Kay Berg	Nancy Carol Hinsey	Denver, CO
17-Sep	Samuel Clark Ward	Mark Edward Manis	Lakeside, CA
17-Sep	Gerard Michael Wall	Robert Anthony Lane, Jr.	Amenia, NY
18-Sep	James Douglas Cole	Bruce L. Moidell	Provincetown, MA
18-Sep	David Paul Dangovian	Donald L. Thomas, Jr.	Melvindale, MI
18-Sep	Kevin Ignatius O'Connor	Matthew Wesley Badger	Boston, MA
18-Sep	Brian Lee Becker	John Spencer Thompson	St. Augustine, FL
18-Sep	Cynthia A. Cook	Joanne J. Piccione	Brockton, MA
18-Sep	Patricia Ann Egan	Maureen Ann Walsh	Warwick, RI
18-Sep	Anne Ryland Hudnall	Karen Anne Holloway	East Providence, RI
18-Sep	Marjorie Soto	Amy Michelle Reichbach	Roslindale, MA
18-Sep	Lauren C. Gultz	Joyce R. Tashman	Coram, NY
18-Sep	Carlos A. Inostroza	Brian T. Doyle	Provincetown, MA
18-Sep	Donna M. Mahan	Carol Ann Bishop	Provincetown, MA
19-Sep	Mark John Camera	Daniel Steven Eckman	Provincetown, MA
19-Sep	Timothy D. Huber	William J. Mann	Provincetown, MA
20-Sep	Harold Spencer Holt	James Alan Visbeck	Cotuit, MA
20-Sep	Arnold Kenneth Hart	Michael Joseph Burnham	Ashville, NC
20-Sep	Susan Jeannette Wendt	Sandra Doris Cimon	Claremont, NH

20-Sep	Robert R. Tullock	John J. Warmingham	Provincetown, MA
20-Sep	Peter John Marino	George Aaron Broadwell	Saratoga Springs, NY
21-Sep	Karen Dawn Duemling	Luciano Zanelli	W. Wareham, MA
21-Sep	Christine L.Thompson	Janice Marie Chandler	Maple Shade, NJ
21-Sep	Tommie Lyn Wehrle	Christine F. Lathuras	St. Louis, MO
23-Sep	Victoria Gina Galante	Sheila Victoria Arrasmith	Butler, PA
23-Sep	Georgi Lee Gochis	Carol Ann Dietz	Manitou Springs. MO
23-Sep	Ruth Ann Snyder	Gay G. Hayward	Provincetown, MA
23-Sep	Rachel Claire Tyler	Kerrie Lyn Otis	Hingham, MA
24-Sep	Christine Erin Smith	Debora Lynn Charpentier	Malden, MA
24-Sep	David Marsh Lyall	Britt David Morton	Clemmons, NC
24-Sep	Carol Lee Diamond	Jo Ellen Gershefski Wade	Mars Hill, NC
25-Sep	Susan Marie Longo	Charles Robert Jordan	Provincetown, MA
25-Sep	Glenn Vicent Daidone	Robert Bruce Kelley	Provincetown, MA
25-Sep	Victor James Armendariz	Christopher Robert Clark	Chicago, IL
26-Sep	Paula Vogel	Anne Sterling	Truro, MA
27-Sep	Timothy M Cavanaugh	Charles A. Moyer	Royal Oak,MI
27-Sep	Thomas William Fielding	Michael Scott O'Connor	Eliot, ME
28-Sep	Karen L. McElhaney	Linda G. Hulsey	Knoxville, TN
30-Sep	Carl Peter Geibel	George James Garrett	Tarpon Springs, FL
30-Sep	Michelle Leigh Winowiak	Kay Marie Winowoak	Minneapolis, MN
1-Oct	Aaron Shaw Childs	Kimberly Marie Sanderson	Jackson, MI
1-Oct	Sarah Beth Rubin	Barbara Isolde Schmidt	Chicago, IL
1-Oct	Kenneth M. Bere	Gerald L. Mazzola	Collingswood, NJ
1-Oct	Richard Charles Miller	Oren Sherman	Truro, MA
2-Oct	Madelyn Rivera	Pamela Marie Bellino	Medway, MA
2-Oct	Debra Anne Landry	Deborah Jean Melahn	Plymouth, MA
2-Oct	John E. Davidson, Jr.	Barton J. Dilworth	Provincetown, MA
3-Oct	Roderick D. McLeod	Julie Ellen Fannon	Provincetown, MA
3-Oct	Heather Marie Tompkins	Betine Jean Parmakian	North Truro, MA
4-Oct	Sandra J. Fernandez	Stepahnie Dobbs Stevens	Quincy, MA
4-Oct	Robert James Clarke	Micheal E. Tankesley	California, MO
7-Oct	Eileen M. Talone	Ann T. Loftus	Philadelphia, PA
7-Oct	Patricia Eileen Daniels	Peggy Kay Flechtner	Provincetown, MA
7-Oct	Linda Beth DeMaris	Tilitha Lea Doughty	Phoenix, AZ
8-Oct	Virginia Regina Hebeler	Maura J. Begley	West Hartford, CT
8-Oct	Annika H. Appel	Sacha Annand Richter	Provincetown, MA
9-Oct	Southard Lippincott	David Lilly	Newton Centre, MA
9-Oct	Sarah Cathleen Cahill	Sally Elizabeth McGee	Mystic, CT
9-Oct	Mark Angelo Simone	Stephen Micharl Dvorscak	Albany, NY
9-Oct	Jerry M. Nathan	Michael D. Davis	Albany, NY
9-Oct	Evelyn Moyer Kratz	Pamela Poinier French	Provincetown, MA
9-Oct	James Eli Napoleon	Russ Louis Deveau	Provincetown, MA
10-Oct	Susan Evelyn Keiper	Christine Lee Lacy	Pittsfield, MA
10-Oct	Christine Dipre	Lynne Ann Samuelson	Marlboro, MA
11-Oct	Maria del Pilar Zamora	Francisco Serrano	Provincetown, MA
11-Oct	Thomas Joseph Church	Mark Wayne Menard	Santa Fe, NM
11-Oct	Earl Evans Kendall	John Williams Gardner	Provincetown, MA
12-Oct	Anna Maria Lutz	Debra Ann Messenbrink	Provincetown, MA

12-Oct	Joseph Eugene Sinico	Donald Joseph Goulet	Rio Rancho, NM
12-Oct	Carla Ann Osberg	Megan McCormick	Jamaica Plain, MA
14-Oct	Deborah Ann Deverall	Valerie Joan Biscardi	Brookhaven, NY
15-Oct	Helen Kathryn Riether	Arlene Eleanor O'Brien	Wood-Ridge, NJ
15-Oct	Victoria Lee Sparks	Anna Rose Totta	Long Beach, CA
15-Oct	Robert Edward Gray, Jr.	Gerardo Esquer-Ramirez	Merrick, NY
15-Oct	Shila Ruth Hayden	Mary K. McLaughlin	Provincetown, MA
15-Oct	Deborah T.Gardiner	Holly Michelle Campbell	Abington, MD
15-Oct	Anne Davidson	Susan Kingsley Kent	Winchester, MA
15-Oct	Barbara A. Wirth	Sharon Reva Perles	Little Neck, NY
15-Oct	Susan Rhee Rainess	Yvonne Marie Velazquez	East Brunswick, NJ
16-Oct	Bonnie Lou Harvey	Diane Hogan	Austin, TX
16-Oct	Linda N. Perdue	Suzannah Walker	Indianapolis, IN
17-Oct	Taylor Austin Santo	Laurie Lynn Santo	Capitola, CA
17-Oct	Catherine Ann Martin	Judith Louise Pfoltzer	Rochester, NY
18-Oct	Mary S. Swearingen	Lorraine E. Giovinazzo	Eastham, MA
18-Oct	Vincent Quattrochi	Alfred Palmieri	Provincetown, MA
18-Oct	Scott Matthew Zimmer	Glenn Harvey Helms	Kingston, NY
19-Oct	Patricia Anderson Sterling	Theresa Lynn Cox	New Port Richey, FL
19-Oct	Loretta L. Dunkum	Colleen N. Lilly	Leominster, MA
21-Oct	Joan Helen Orr	Janine Marie Getek	Brewster, MA
22-Oct	Dawn L. Bakal	Jill L. Rubino	Bristol, CT
22-Oct	Vicki Lynn Burbridge	Regina Marlene Wright	Fountain Hills, AZ
22-Oct	Jeffrey Scott Gray	Rodney Lan Rogers	Atlanta, GA
23-Oct	Gregory Lance Baraboski	Lucio Gama	Baltimore, MD
23-Oct	Joseph F. Frederico	Peter Betit	Jamaica Plain, MA
23-Oct	Travis Albert Homberger	Alan Wayne Phipps	Rochester, NY
23-Oct	Erik S. Larsen	Scott D. McCormick	Princeton, MA
23-Oct	Cheryl A. Fajardo	Deborah M. Wolf	New Hyde Park, NY
23-Oct	Steven Paul Naldi	Raymond Oliver Cooper	Plantation, FL
24-Oct	Stephen John Bistran	Kurt Ralph Spatta	Provincetown, MA
24-Oct	David Petersante	David Anthony Moccia	Billerica, MA
25-Oct	Jeffrey J. Castaline	Hiroyuki Kobayashi	San Mateo, CA
26-Oct	Kathryn C. Dowling	Linda Marie Roethel	Oceanside, NY
28-Oct	Nikki Ann Svolos	Patricia Lynn Vandiviere	Johnstown, NY
28-Oct	Nichole C. Mallette	Farrell Fern Burk	Brooklyn, NY
28-Oct	R. Chris Lennon	Peter E. Stephens	Fairfield, CT
30-Oct	James Michael Mullane	Michael Robert Callahan	Framingham, MA
31-Oct	Matthew N. Sporzynski	Gregory S. B. Saint Jean	Provincetown, MA
1-Nov	Lisa De Anne Moore	Florence Elizabeth Braga	Harwich Port, MA
5-Nov	Wendy Anne Martin	Rodrigo Camejo Santos	Provincetown, MA
6-Nov	Sally Lynn Brophy	Constance Nancy Hatch	Provincetown, MA
6-Nov	Kenneth W. Conradt	John B. Maclay III	Truro, MA
6-Nov	Roxanne M. Henrique	Alster A. Layne	Provincetown, MA
8-Nov	Kathleen Ann Kelly	Lisa Doyle Kelly	Decatur, GA
8-Nov	Scott Alan Provin-Wylie	Jerry Roger Provin, Jr.	Avondale Estates, GA
8-Nov	Deborah Benedetto	Debbie Ann Smith	Rochester, NY
10-Nov	Nick Robertson	Sian Elizabeth Rees	Provincetown, MA
11-Nov	Lillian V. Jette	Mary M. Schroeder	Plymouth, MA

13-Nov	Michael Rogovsky	Mark J. Mello	Provincetown, MA
13-Nov	Ilene Charles	Katherine J. Baltivik	Provincetown, MA
15-Nov	Kerri Lyn Westhauser	Christina Fair Nassikas	Washington, DC
18-Nov	Phyllis M. Cohan	Barbara S. Boyce	New York, NY
22-Nov	Christina M. Tondora	Laryssa Kachorowsky	Phoenix, AZ
22-Nov	Dawn M. Ulrich	Monica E. Smith	North Truro, MA
26-Nov	Kathy A. Ahearn	Susan M. Firneisz	Provincetown, MA
26-Nov	Dianna Lynn Shaw	Tiffany Lynn Hogan	Cranston, RI
27-Nov	Brain Thomas Renard	David Russell Lund	Provincetown, MA
4-Dec	Allison G. Kelly	Patricia Gayle Estok	Stoneham, MA
4-Dec	Brian Philip Cabral	Robert Michael Adamcik	Provincetown, MA
10-Dec	Karen M. Jasper	Janet Gail Beattie	Provincetown, MA
11-Dec	Renee M. Walker	Anne L. Grimes	Providence, RI
18-Dec	Andrew Robert Reynolds	Thomas A. Gladwell	Provincetown, MA
19-Dec	Richard T. Duffy	David Jude Clark	Provincetown, MA
24-Dec	Nancy E. Larkham	Jeanne-marie Brouillette	Provincetown, MA
30-Dec	Kim M. Tolve	Dawn Gugliaro	Staten Island, NY
31-Dec	Steven Paul Winkel	William Frank Siebert, Jr.	Yarmouth Port, MA
31-Dec	Louis Daniel DiNapoli	Stewart L. Gamper	Bergenfield, NJ

Domestic Partners 2004

Date	Name	Name	Residence
2-Jan	Chara Stamp	Victoria Wockenfus	Somerville, MA
9-Jan	Sandra J. Hasenjager	Cheryl C. Imbracsio	Provincetown, MA
22-Jan	Brenda L. Dupsha	Belinda L. Booth	East Brookfield, MA
30-Apr	Vickie Eileen Oudt	Karen Louise Daughtrey	Saugerties, NY
24-May	Jerome G. Carlson	George T. Dunlap	Provincetown, MA
18-Jun	Debbie A. Loeffelholz	Lisa K. Maag	Hamilton, OH
18-Jun	Michele Marie Wimmer	Kimberlee Anne Hodge	Syracuse, NY
16-Jul	Ilene Charles	Katherine J. Baltivik	Provincetown, MA
21-Sep	Lisa Lee Vidou	Rhonda Lee Levesque	Norwich, CT

Deaths 2004

Date	Name	Age	Cause
12-Jan	Charlotte Smith Matta	99	Cerebrovascular Disease
13-Jan	Rosa D. Souza	82	Respiratory Failure
16-Jan	Marilyn Smith	81	Dementia
17-Jan	Ramon Miguel Rosario	73	Pulmonary Fibrosis
23-Jan	Olivia F. Gallinetti	92	Coronary Artery Disease
30-Jan	Alexander Daniel Balatori	78	Renal Failure
3-Feb	James Barros Duarte	54	Cardiac Arrest
10-Feb	Andrew A. Brakhan	67	Gunshot Wound to the Head
17-Feb	Catherine Claire Dahill	88	Sudden Cardiac Death

22-Feb	Ruth Emily Hiebert	81	Lung Cancer
24-Feb	Joseph Lema, Jr.	93	Pneumonia
25-Feb	James Frank Crawley	71	Severe Hypokalemia
5-Mar	Richard DiDato	61	Immune Deficiency
14-Mar	Margaret McGloin	101	Cerebrovascular Accident
19-Mar	Arthur Albert Parker, Sr.	81	Pulmonary Disease
19-Mar	Sarah McMahon Ryder	90	Glioblastoma
26-Mar	Kathryn Edith Rivard	83	Pneumonia
29-Mar	Kathryn Dunn Smith	58	Upper Gastrointestinal Bleeding
3-Apr	Loring Russell, Sr.	91	Pneumonia
9-Apr	Frederick Arno Jahnig	95	Respiratory Failure
17-Apr	Isabelle Muriel Dutra	89	Pneumonia
17-Apr	Hilda Veronica Oliver	81	Pulmonary Fibrosis
18-Apr	Louise D. Kelly	92	Alzheimer's Disease
1-May	Lawrence Richard Rowell, Jr.	71	Gastrointestinal Bleed
5-May	Emily Farnham	91	Cerebral Hemorrhage
21-May	Alice Marie Joseph	79	Cardiorespiratory Failure
23-May	Gladys Wilcock Maynard	77	Congestive Heart Failure
27-May	Francis S. Avila	75	Respiratory Failure
21-Jun	Brenda Mary Meads	64	Lung Cancer
30-Jun	Stanley P. Bates, Sr.	91	Lung Cancer
2-Jul	David Malcolm Nicolson	54	Hepatocellular Carcinoma
26-Jul	John Alfred Surprenant	73	Cardiac Arrest
7-Aug	Francis Joseph Karlon	61	Sepsis
7-Aug	Lillian Orlowsky	89	Myelodysplasia
8-Aug	Robert L. Anderson	47	Respiratory Failure
12-Aug	Eugenia Ruth Rogers	85	Pneumonia
31-Aug	John Alden McClellan	97	Congestive Heart Failure
16-Sep	Joseph Raymond Thomas, Jr.	78	Peripheral Vascular Disease
8-Oct	Dane R. Etchings	29	Acute Opiate Intoxication
11-Oct	Eileen Rose Bindell	55	Sepsis
17-Oct	Bridget Kelley Rines	24	Gunshot Wound to the Head
4-Nov	Robyn Suzanne Watson	60	Lung Cancer
16-Nov	Beatrice Newhouse	80	Respiratory Failure
17-Nov	Irene E. Reith	88	Advanced Alzheimer's Disease
23-Nov	Curtis Stephen Warner	68	Respiratory Failure
4-Dec	Rafael Alberto Garcia-Sosa	44	Acquired Immunodeficiency
10-Dec	Antoine Norman Levesque	35	Acquired Immunodeficiency
19-Dec	Donald Wilfred Cantin	68	Colon Cancer

Town Counsel

During 2004, 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-six 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, including the recently created Historic District Commission. During the year, five cases were closed.

During 2004, Town Counsel has worked closely with Town staff to develop a proposal to convey the Cape End Manor to a mission-driven not for profit entity for a continuing care campus. We assisted the Town in negotiating a land exchange with the Catholic Church, and we are currently negotiating a purchase and sales agreement with New England Deaconess. We have also advised the Town with respect to financing the project through the use of Community Preservation Funds.

Town Counsel has been working closely with the Department of Public Works to resolve the liability for replacement of the floating dock system on MacMillan Pier. We have also been representing the Town in the negotiations with the Town of Truro over water issues and water supply land acquisition in Truro.
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 representing the Town in a Department of Environmental Protection enforcement action with regard to the sewer back-ups that occurred last summer. The Town's wastewater system operator has developed and is implementing a Return to Compliance Plan in accordance with the requirements of the Department of Environmental Protection and the Town.

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. Board of Selectmen v. Provincetown Zoning Board of Appeals
Land Court Misc. No. 156832
This is an appeal from the Zoning Board of Appeals' decision to grant a special permit with conditions for the Jerome Smith Road Parking Lot. Although an attempt was made to stipulate to a remand hearing, no further action has been taken in this case.

2. 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, seeking a declaration that constructive approval did not occur. There has been no recent activity in this case.

3. Corea v. Provincetown Zoning Board of Appeals
Orleans District Court No. 0226-CV-0158
This is an appeal from the March 21, 2002 decision of the Zoning Board of Appeals to deny a dimensional variance for a retaining wall at 45 Captain Berties Way. The wall was constructed in conjunction with installation of a septic system without first obtaining a building permit and dimensional variance. A pretrial conference and a mediation screening session were held on December 10, 2004.

4. Crown and Anchor v. Town of Provincetown
Land Court Misc. No. 281704
This action seeks to invalidate the Town's Adult Entertainment Zoning By-Law (under G.L. c. 240, sec. 14A and 231 A) and to recover damages under the Massachusetts Civil Rights Act (G.L. c. 12) and the First Amendment to the United States Constitution. Plaintiffs sought a preliminary injunction to prohibit the Town from enforcing the adult entertainment provision of the Zoning By-Law. The Land Court denied the plaintiffs' request for immediate relief. The Town's insurer accepted coverage of the litigation and appointed Town Counsel to represent the Town. After further briefing and argument, the Land Court issued a preliminary injunction against enforcement of the bylaw as to the plaintiffs, based on the Court's determination that the bylaw applies only to "retail" establishments. The Town amended the Zoning Bylaw at its April 7, 2004 Town Meeting so as to remove any potential adult entertainment restrictions on the plaintiffs' property. The Town moved for summary judgment on all remaining claims, and in a decision issued in January 2005, the Land Court found in favor of the Town on the remaining counts.

5. Dolphin Fleet v. Town of Provincetown and the Provincetown Public Pier Corporation

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

This is an action challenging the new fee structure for use of MacMillan Pier. The plaintiffs of various commercial boating enterprises that utilize float spaces at MacMillan Pier have challenged the validity of the new fee structure established by the co-defendants, 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 PPPC must now file its administrative record by February 1, 2005.

6. Duarte Land Court Registration

Land Court Misc. No. 42834

The Duartes seek 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 encroaches 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. The Duartes are now seeking an easement from the Town to maintain the portion of the cesspool that lies on Harry Kemp Way until a new septic system is installed. Discussions are ongoing.

7. Fahimian (Trust) v. Provincetown Zoning Board of Appeals

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

This is 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 concerns relief granted to a private party, Town Counsel has not actively defended this matter or appeared at court. The complaint was filed on June 8, 2000. On September 3, 2003, the Court ordered the matter remanded to the Zoning Board of Appeals for further findings. By letter of December 18, 2003, the permit holder requested the Zoning Board of Appeals to take up the matter pursuant to the Remand Order for the purpose of making further findings in support of its original decision, but only after the Board had heard a variance petition concerning the same property that he intended to file and that, if granted, would render the litigation moot. The permit holder, however, has not pursued the case on remand.

8. 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.

9. 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.

10. Lambrou v. Provincetown Zoning Board of Appeals

Barnstable Superior Court, C.A. No. 02419

This is an appeal of a decision of the Zoning Board of Appeals denying a special permit to allow a third-story studio apartment at 50 Bradford Street to expand to a one bedroom apartment. The complaint was filed in July 2002. Trial was held on May 21, 2003. On August 1, 2003, the judge entered judgment in favor of the plaintiff, directing the issuance of a special permit. The Town filed a Notice of Appeal and, on December 29, 2003, filed a brief in the Appeals Court. Oral argument was held on September 9, 2004, and we are currently awaiting a decision from the Appeals Court.

11. Livingstone v. Provincetown Planning Board

Barnstable Superior Court, C. A. No. 03-517

This is an appeal under G.L. c.40A, §17, by abutters from the grant of a special permit to locate a telecommunications facility at 232-236R Bradford Street. The permit was issued pursuant to the order of the U.S. District Court in the Nextel litigation. See related case Livingstone v. Provincetown Zoning Board of Appeals. This appeal originated in Barnstable Superior Court, C.A. No. 03-5A. Co-defendant, Nextel, removed the case to Federal Court. After the case was remanded, the Superior Court dismissed the complaints in September, 2004. Nextel has filed a petition for attorney's fees, which is still pending.

12. Livingstone v. Provincetown Zoning Board of Appeals

U. S. District Court, C.A. No. 03-CV-11935-DPW

This is an appeal under G.L. c.40A, §17, by abutters from the grant of a variance to locate a telecommunications facility at 232-236R Bradford Street. The variance was issued pursuant to the order of the U.S. District Court in the Nextel litigation. See related case Livingstone v. Provincetown Planning Board. This appeal originated in Barnstable Superior Court, C.A. No. 03-5A. Co-defendant, Nextel, removed the case to Federal Court. After the case was remanded, the Superior Court dismissed the complaints in September 2004. Nextel has filed a petition for attorney's fees, which is still pending.

13. Lyon v. Provincetown Zoning Board of Appeals

Land Court Misc. No. 203576

This is an appeal from a decision made by the Zoning Board of Appeals affirming the Building Commissioner's denial of a building permit for property located at 795 Commercial Street. The complaint was filed in October, 2003, and the parties are currently engaged in discovery.

14. 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 complaint was filed in Barnstable Superior Court in July 2002. The Town removed the case to federal court and filed an answer and counterclaim for enforcement of the by-law. Plaintiffs' request for a preliminary injunction was denied on August 12, 2002. On December 4, 2002, a partial stipulation of dismissal was filed with the federal court pursuant to which all claims for damages were dismissed with prejudice. The only remaining claim (i.e., the challenge to the validity of the by-law) was remanded to state court. The Town has filed a request for preliminary injunction and a motion for summary judgment, which are now scheduled for hearing on April 19, 2005.

15. Martin v. Provincetown Historic District Commission

Barnstable Superior Court C. A. No. BACV2004-00554

This case involves the plaintiff's appeal from the Historic District Commission's denial of approval of a plan to renovate and add a floor to a single family residence located at 47 Commercial Street. The Town filed its answer on October 22, 2004.

16. 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 contempt trial has been postponed pending further settlement discussions.

17. Pinkerson v. Provincetown Zoning Board of Appeals

Land Court Misc. No. 303948

This is an appeal by an abutter from the Zoning Board of Appeals grant of a special permit for the renovation and addition to a second floor to a single family residence located at 47 Commercial Street. The plaintiff's counsel has indicated that the plaintiff is unable to continue with the appeal and will be filing a notice of dismissal.

18. Provincetown Board of Health v. Bryant (II)

Barnstable Superior Court, C.A. No. 95-751

This is an action under the Sanitary Code for injunctive relief to require the defendant to cleanup property located on Commercial Street. In 1995, the Court ordered the defendant to erect fencing along Commercial Street and to remove materials from within ten feet of the high water mark. An agreement for judgment was filed with the Court which requires the defendant to undertake certain further cleanup and screening measures. During 2003, the Board of Health observed several violations occurring at the site. The property owner and the Board of Health established a compliance schedule for the clean-up of the property. Due to new violations, the Town has filed a new contempt complaint. A trial is scheduled for March 2005.

19. Provincetown Board of Trade Land Court Registration

Land Court Misc. No. 43338

This is a Land Court registration petition affecting land claimed by the Town. The Town filed an answer and opposition on October 4, 2002. The petitioner has indicated the plan will be amended to address the Town's objections.

20. Provincetown Planning Board v. Financial Investment Corp.

Land Court Misc. No. 180124

This is an appeal of a constructive grant of a variance from the frontage requirements of the Zoning Bylaw relating to land located at 27R Bradford Street Extension. In 1993, the defendant filed a Suggestion of Receivership, but the notice was subsequently withdrawn. The Federal Deposit Insurance Corporation (FDIC) subsequently stepped in for Financial Investment Corp., and the case has remained dormant. There has been no further activity in this case. We understand from the FDIC that they consider the matter closed, although it has not provided us with written confirmation of this, as the FDIC's counsel indicated he would. We also understand that the property has been transferred to the

Provincetown Conservation Commission Trust. Therefore, the matter appears to be concluded, although we are unable to secure a final court dismissal in the absence of written confirmation from FDIC that it considers the matter resolved.

21. Provincetown Planning Board v. Provincetown Zoning Board of Appeals
Land Court Misc. No. 214020
This is an appeal of the grant of a lot frontage variance for property located at 207A Bradford Street. The complaint was filed on January 10, 1995. There has been no further action in this case, since the applicant, the true party in interest, has not responded to the complaint. Unless the applicant seeks to pursue a trial in this case, the applicant cannot take advantage of the variance while the case remains pending.

22. Town of Provincetown v. NYT Acquisition Corp. (formerly Provincetown Marine Fuel, Inc.)
Land Court Misc. No. 226024
This is 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. During 2000, an amended complaint was filed to substitute new defendants as Provincetown Marine Fuel Corp. was dissolved as a legal entity by the Secretary of State's office. On April 2, 2001, the Town filed a motion for summary judgment. The Town's summary judgment motion was heard on September 20, 2001 but the motion was denied. The parties are currently engaged in settlement discussion.

23. 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. Although the applicant has sent a letter to the Zoning Board of Appeals "withdrawing" his application for the proposed use, no further action has occurred in this matter.

24. 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.

25. Walter v. Town of Provincetown

Barnstable Superior Court, C.A. No. 99-618

This is an action alleging breach of contract and misrepresentation in connection with the Water and Sewer Board's denial of a water connection for the Whale Watch subdivision located in the Town of Truro. The complaint was served on October 25, 1999. Upon the completion of discovery, the parties filed cross motions for summary judgment. After a hearing, the court found in favor of the plaintiff and ordered that the Town allow the connection, but found in favor of the Town on the plaintiff's claims for damages. The Town appealed, and in a decision rendered in June 2004, the Appeals Court reversed the summary judgment decision in favor of the plaintiff. A pre-trial conference was held on October 27, 2004. The parties are engaged in settlement discussions.

26. Winter v. Provincetown Zoning Board of Appeals, et al

Barnstable Superior Court, C.A. No. 02-767

This is an appeal of the Zoning Board of Appeals' decision to refuse zoning enforcement at 15 Commercial Street regarding outdoor consumption of alcohol at the property operated as The Red Inn. The complaint was filed in December 2002. The Board issued a special permit which specified areas of the property where alcohol could be served. Once the special permit took effect, abutters sought zoning enforcement. The Board affirmed the Building Inspector's finding that the outdoor consumption of alcohol is a use of land that is different from "service" of alcohol and that the outdoor consumption was established to the Board's satisfaction to be a lawfully grandfathered use. Town Counsel is not taking an active role in defending this case.

CASES CLOSED DURING 2004

1. Boutique Hospitality, Inc. v. Provincetown Zoning Board of Appeals

Land Court, C.A. No. 295294

This was an appeal of a denial for a special permit to add full restaurant facilities at the plaintiff's property located at 4 Prince Street and 80-82 Stadford Street, known as Crowne Point Inn, and for a variance from on-site parking requirements.

After a remand to the Zoning Board of Appeals, a stipulation of dismissal was filed in July 2004.

2. Nextel Communications of the Mid-Atlantic v. Provincetown Zoning Board of Appeals

U.S. District Court, C.A. No. 02-12406-DPW

This action was an appeal from a decision of the Board of Appeals denying Nextel's request for a waiver from compliance with sections of the Telecommunications Zoning Bylaw as part of Nextel's application for a special permit to locate a telecommunications facility at 232-236R Bradford Street. Nextel contended that the Board of Appeals violated the Federal Telecommunication Act of 1996. This case was consolidated with Nextel Communications of the Mid-Atlantic, Inc. v. Town of Provincetown U.S.D.C., C.A. No. 02-11646-DPW. The Town filed an opposition to the plaintiff's motion for summary judgment and a cross-motion for summary judgment. In June 2003, the Court granted judgment to Nextel and ordered the Town to issue all permits to Nextel. The Zoning Board of Appeals and the Planning Board complied with the Court's order. In January 2004, however, the Town filed a motion to vacate the judgment in light of the Town's execution of a long-term lease for a telecommunications tower at the site of the new wastewater treatment plant. The Town's motion was denied, however, by the Court.

3. Nicolau, et al. v. Provincetown Zoning Board of Appeals

Barnstable Superior Court, C.A. No. 98-664

This is an appeal from the September 14, 1995, decision of the Zoning Board of Appeals to allow modification of a use variance to expand a health club on the second floor of premises at 35 Bradford Street. A trial was held on July 17, 2000 and 18, 2000, after which the court entered judgment dismissing the plaintiff's claims for lack of standing. The plaintiffs appealed. The Appeals Court reversed the Superior Court's decision and remanded the case for further proceedings. The variance holder petitioned the Supreme Judicial Court for further appellate review, but the petition was denied in April 2003. A stipulation of dismissal was filed on May 25, 2004.

4. White Sands Beach Club v. Provincetown Board of Health

Barnstable Superior Court, C.A. No. BACV2003-00203

This was a certiorari appeal filed in April 2003 from the Board of Health's order requiring the White Sands Beach Club to upgrade its septic system at 6 Sandy Hill Lane if the club wishes to obtain a building permit to change the use from seasonal to year-round and from 12 motel units to 15 motel units and to add 2 new kitchens. The parties filed cross-motions for judgment on the pleadings, and in a decision rendered on April 3, 2004, the Court entered judgment in favor of the Board of Health requiring the plaintiff to install a Title 5 system.

5. Winter v. Provincetown Licensing Board

Barnstable Superior Court, C. A. No. BACV2003-367

This was an action by abutters of the Red Inn seeking an injunction to force the Licensing Board to initiate enforcement proceedings against the Red Inn for violation of its liquor license by permitting the consumption of alcohol on an outdoor patio. After the hearing, the Superior Court denied the plaintiff's motion for preliminary injunction. Subsequently, the parties stipulated to dismissal of this action.

Art Commission

The Art Commission continues the stewardship of the Town's important collection. We are grateful to the two new volunteers who have agreed to serve on the Commission this past year.

The work of Robyn Watson, who was hired as Collections Manager in March 2004 greatly enhanced our efforts. Robyn refined the Commission's focus and brought an encyclopedic knowledge of the history of art in Provincetown, and made portions of the collection more accessible to the public. Her death in the fall of 2004 was a great loss.

Significant accomplishments include the conservation of three important oil paintings and the stabilizing of a number of works on paper that were endangered by the poor condition of their mats and frames. These steps enabled us to change the displays of art in Town Hall and the High School and to give visitors an opportunity to view other works from the collection. We expect that these rotations will continue and that the new Public Library will serve as an important venue for the display of works that due to their size have not been able to be seen previously.

Notable gifts to the collection include portraits of Frank and Mary Rowe by Henry Hensche, a gift from the estate of their son William.

Once again the painting, "Crew of the Philomena Manta", by Charles Hawthorne has been cited as a prime example of Provincetown art. It was chosen to illustrate a book on the painter Stanley Murphy, with permission of the Art Commission. In addition, the Commission was acknowledged in the recent monograph about Blanche Lazzell and assisted visiting scholars researching E. Ambrose Webster and Josephine Nivison Hopper to further their understanding of these two artists. Several regional museums have expressed interest in borrowing paintings to

bring the art of Provincetown to a larger audience. We are excited by these opportunities to widen knowledge of the Provincetown art tradition.

We are grateful to the Board of Selectmen, Town Manager, Town Clerk and all the citizens of Provincetown for their support of our efforts to preserve and exhibit the works under the Commission's care.

The Commission will endeavor to find new ways to bring the rich history of Provincetown through its art to the forefront, and to further public knowledge of the oldest continuous art colony in the United States.

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. Activities involve land use planning, 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 (DRIs) for all 15 communities of Barnstable County. The Commission is also charged with recommending designation of Districts of Critical Planning Concern (DCPCs), which allow communities to protect resources of significant regional value through special regulatory and planning processes. In addition, the Commission is charged with preparing and overseeing the implementation of the Regional Policy Plan, the set of planning policies and objectives that guide development on Cape Cod.

Representation on the Cape Cod Commission provides the Town of Provincetown with opportunities to participate in setting regional policy and advocate for the town's interests in land use planning. Commission membership involves each town in regulatory and funding matters at regional, state, and federal levels.

Technical Services Provided to the Town of Provincetown, FY2004:

Affordable Housing Program

- Completed the development of six rental units at 40A Nelson Avenue by Community Housing Resource Inc. and the Housing Land Trust of Cape Cod, which used $75,000 in Barnstable County Rental Housing Program funds.
- Completed the acquisition of four rental units on Harry Kemp Way by the Lower Cape Cod Community Development Corporation using $120,000 in HOME and $40,000 in Barnstable County Rental Housing Program funds.
- Awarded $70,000 in HOME funds to Community Housing Resource Inc. to support a 36-unit homeownership development.
- Provided technical comments on proposed affordable accessory apartment zoning bylaws.

Geographic Information System Program

- Provided digitized data for Provincetown's own GIS.
- Provided data assistance for a Massachusetts Executive Order 418 grant.

Planning, Community Development, and Regulatory Programs

- Continued to provide support for town zoning bylaw revisions.
- Continued to provide support for the Local Comprehensive Plan (LCP) Implementation Grant.
- Reviewed the Development of Regional Impact (DRI) application for the now-withdrawn 28-32 Standish Street proposal.

Transportation Program

- Performed traffic and turning-movement counts at selected roadways and intersections, including portions of Conwell Street, Province Land Road, and Route 6A.
- Issued the final report (March 2004) for the Route 6 Outer Cape Traffic Flow and Safety Study.
- Assisted the National Park Service/Cape Cod National Seashore in obtaining $3.4 million for the purchase of an alternative fuel bus fleet for the Outer Cape. Also assisted in the development and implementation of new bus service to Provincetown Airport and Race Point Beach and a workbook for architectural guidelines for bus shelters.

Waste Management Program

- Finalized the review of a feasibility study for a co-composting facility for Barnstable County and five Outer Cape towns, including Provincetown. (The study determined that a facility was not feasible at this time, and it recommended that alternatives to reduce the generation of municipal solid waste and to limit costs for its disposal should be pursued).
- Provided assistance with the household hazardous waste collection.

Water and Coastal Resources Programs

- Coordinated water quality "snapshots" (sampling and analyses) of Bennett, Clapps, Duck, and Great ponds.
- Completed the US Geological Survey groundwater modeling study for the Outer Cape.

Respectfully submitted,
Roslyn Garfield
Provincetown Representative to the Cape Cod Commission

Cape Cod National Seashore GMPIAC

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 2004, the Committee met with local residents on a variety of CCNSGMP-related matters; prepared advisory opinions that were adopted by the Board of Selectmen on off-road vehicle permits and hunting; monitored ongoing CCNS studies on the dune shacks and hunting; participated in the CCNS-sponsored conference in October 2004 titled 'Endless Summer: Managing Landscape Character in Coastal Communities'; and communicated with CCNS staff regarding access issues for the continuation of traditional local ways of life.

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 the Cape Cod National Seashore.

The Committee lost two stalwart members in 2004: KC Smith, who passed away in March, and Don Richards, who moved to Florida in December. Each enthusiastically contributed their extensive experience and passion to the Committee's work, and we miss them both.

Respectfully submitted,
John W. Thomas
Chair

Cable Advisory Commission

The Cable Advisory Commission (CAC) is charged with looking after the Town's interests in the current license agreement with the Cable Television provider, including monitoring contract compliance on the part of the cable company, and with making recommendations to the town and assisting in its future negotiations for a new cable license agreement. The Commission also oversees the budget and operation of Provincetown Community Television (PTV), whose funding comes from the cable company as a result of the terms negotiated and specified in the current license agreement, which expires in November of 2009. As negotiations for the next agreement won't likely begin before the autumn of 2007, the CAC is currently able to spend a good portion of its time overseeing the operation, budgeting and growth of PTV during its crucial incubation stage.

This past May PTV celebrated its first full year of operation. The town's license agreement with our cable television provider, currently Comcast, includes a small amount of funding for PEG (**P**ublic, **E**ducational and **G**overnmental) programming and equipment, and for the access of the general public to these facilities and equipment, as well as the means to have the resulting programming cablecast. Staff and producers at PTV have created a wide variety of PEG programming, and have trained many new producers who are now able to develop programs of their own. The work of the Cable Advisory Commission this year has primarily been to oversee the development of this community media resource, and to provide the community with the opportunity to learn to use this technology. We feel we've had great success in these endeavors.

In the way of governmental access, we have committed to regular productions of the Selectmen's meetings, Town Meeting, various meetings of committees leading up to Town Meeting as well as the Special Town Meeting. We are frequently told by the selectmen and by members of the community just how valuable this

coverage is in keeping the public informed and in keeping the elderly and the home-bound "in the loop" of the business of our town's government. Our governmental programming has also included election coverage, such as our series on the State Representative's race, including a debate hosted at PTV. We also covered the election '04 Town Meeting event at Town Hall. As a special event, PTV opened its doors to the public for the presidential debates, with an overflow crowd of more than forty viewers spilling out into the hallway outside our tiny studio as we all watched together on half a dozen video screens.

In serving the educational aspect of its PEG access commitment, PTV has offered a wide variety of video production courses and workshops to the general public, as well as creating special outreach programs aimed at many segments of the community, all at no cost to the Town or its residents. These efforts have included training students at the high school through the Academy program, as well as two series of youth video classes in conjunction with the Community Center. Parents, the Recreation Director and staff at PHS Academy program have expressed their desire for these training programs to continue and to be expanded, and plans are underway to accomplish this. In addition, PTV's training team is currently designing a comprehensive media course geared specifically toward senior citizens, which will be offered on an ongoing basis beginning in early February. Educational programming being created by PTV volunteers includes a ten part series of science programs for preschoolers filmed in conjunction with the Public Library, as well as a series of cooking demonstrations filmed at the Council on Aging, among others.

The public aspect of PTV's commitment to PEG access has included more than half-a-dozen video production courses for the general public, a special seminar on sound recording, and advanced editing training for our volunteers. Programs resulting from these classes and trainings have included the Blessing of the Fleet, Coffeehouse at the Mews, the Cavalcade of Music parade, Carnival and Fourth of July parades, the holiday lighting of the Pilgrim Monument, the "Exception to the Rulers" event at town hall, and many others. A number of performances were captured, and benefits recorded, such as the Year-Rounders' Festival, the Sisters in the Name of Love benefit, the Outer Cape Chorale concert series, the Swim for Life, the International Birdman Competition, the schooner regatta and many more. PTV also began offering a screening series of documentaries this year, welcoming viewers to the studio to watch the films, often with a discussion following.

Aspects of Provincetown's heritage, culture and history were preserved in programs like the one about Women's Week, or in the Pilgrims Monument's historic season-long art exhibit, or in "an Afternoon with Ciro and Sal," which documented the reunion of two of the town's favorite entrepreneurs who came together to tell the story of their early restaurant days. Two ongoing series

created by PTV volunteers were well received by the public, and each quickly developed a following. One was a talk show, the other a series on the town's fine arts scene. PTV's newest commitment is a magazine-style production featuring a combination of shorts and mini-programs aimed at reflecting all aspects of the community. The first edition of PTV Magazine was aired last week. This is intended to become a bi-monthly journal of Provincetown events and people, and has already begun to receive feedback and support from viewers.

PTV is slowly and carefully expanding its equipment and software inventory, getting maximum value for the small amount of money in its yearly budget from Comcast, and costing the town *nothing* for a wide variety of fine programming and education in the broad field of media. PTV's coordinating committee, made up of a handful of staff and volunteers, studies new technologies, equipment and staffing needs as well as specifications for various models of equipment, making recommendations to the CAC, with the Cable Advisory Commission finally voting on the way the money is spent. Thanks to a sizable donation of software and equipment by a private individual, PTV was able to spend a bit more of its budget on staffing needs this year. And in an effort to further educate themselves, sharpen their own skills, and therefore have more to offer to the community, PTV staff and volunteers participated in various events, such as the Alliance for Community Media conference in Cambridge, and also visited other media centers on the Cape and in the Boston area. Two of these volunteers are also members of the CAC.

Members of the CAC continue to take a leading role in developing a group of representatives from the six lower cape towns sharing channel 17. The goal of this group is to assist each of these towns in better advocating for community media issues in the individual towns, as well as developing a group approach to common contract issues with Comcast.

There are two main issues that continue to challenge PTV and the CAC. The first is that our budget is very small, allowing for too few staff hours to expand current community outreach efforts, while adding to the frustration of being unable to keep up with all the events in our town that are worthy of receiving media coverage. With a budget this past year of some $62,000 we've been unable to develop much of the programming that is asked of us by many community members on a daily basis. We hope to develop a fundraising strategy in the coming year, thereby allowing us to pay more staff, to create more programming and to better serve the town. The second issue hampering more effective service to our community is the lack of our own channel, as called for in our contract with Comcast. With the ability to program our own channel as we see fit, we could develop an identity while providing more regularly scheduled programming. With a schedule that would be more consistent from week to week, allowing more people to find our programs more easily, we could dramatically increase the

size and scope of our audience, and likely our volunteer base as well. The CAC is considering what action might be appropriate to ensure contract compliance from Comcast.

The CAC looks forward to addressing these issues in the coming year, and to continuing to serve the town and its residents.

Respectfully submitted,

Catherine Russo

Chair

Cape Light Compact

The Cape Light Compact was formed in 1997 following two years of study and votes of town boards of selectmen and town council. It is organized through a formal intergovernmental agreement signed by all 21 member towns and Barnstable and Dukes counties. The purpose of the Cape Light Compact is to advance the interests of consumers in a competitive electric supply market, including the promotion of energy efficiency. Each participating municipality has a representative on the Compact Governing Board, which sets policy and works with staff to advance the Cape Light Compact programs. The Provincetown representative in unfilled at this time.

For calendar year 2004, rebates and other efficiency incentive programs provided to the Town by the Compact totaled approximately $130,531.28 and brought savings to 189 participants of $13,668.90 or about 97,635 kilowatt-hours of energy saved for 2004. Funding for energy efficiency programs comes from a monthly customer energy conservation charge ($0.0025 cents multiplied by the number of kilowatt hours used during the month) that appears on each customer's electric bill.

This year, the Compact sponsored a regional efficiency awareness campaign in Provincetown that targeted citizens who attended the Annual Town Meeting. Prior to the start of Town Meeting, each attendee received a free energy efficient light bulb and energy savings information. Energy efficiency improvements for the town include: Race Point Ranger Station; Provincelands Visitors Center; Herring Cove Bathhouse; and the Oversand Permit Building.

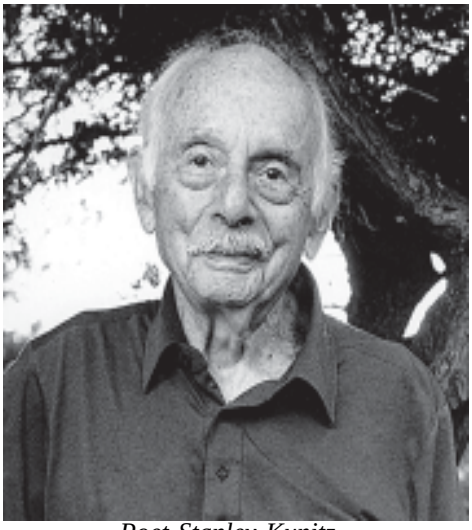
Respectfully submitted,

Margaret Song

Cape Light Compact Representative

Cultural Council

In 2004 the Cultural Council's granting budget from the Massachusetts Cultural Council was $2000. We granted money to 4 organizations and individuals; the Cape Symphony for in-school assembles and concerts in the Provincetown Elementary School; the Provincetown Harbor Lights project in conjunction with the Swim for life by Ewa Nogiec; Provincetown Dance, a dance program to be held in the fall by Director Marie Pace; and a series of Children's Art workshops held on the pier during the Provincetown Schooner Regatta Weekend in September by Truro Center for the Arts at Castle Hill.



Poet Stanley Kunitz

Stanley Kunitz was selected as Provincetown's first Poet Laureate in 2004, a position created by the Cultural Council. His first collection of poems, *Intellectual Things*, appeared when he was twenty-five. *Selected Poems, 1928-1958* won the Pulitzer Prize. A recent volume, *Passing Through: The Later Poems, New and Selected*, published in 1995, his ninetieth year, won the National Book Award. He has since published *The Collected Poems* (2000), and will come out with a new book in June 2005. Other honors for his poetry include the Bollingen Prize, a National Endowment for the Arts Senior Fellowship, the Brandeis Medal of Achievement, a Harriet Monroe Award, a Guggenheim Fellowship, the Ford Foundation Award, a Shelley Memorial Award, and the Lenore Marshall Prize. He was designated the first State Poet of New York (1987-89) and awarded the Walt Whitman Citation of Merit. Harvard gave him its Centennial Medal in 1992; and President Clinton, at a White House ceremony, awarded him the National Medal of Arts. In 1998 he received the Frost Medal for distinguished poetic achievement over a lifetime, and in 2000 was named United States Poet Laureate.

Mr. Kunitz is a founder of the Fine Arts Work Center here in Provincetown. A member of the American Academy of Arts and Letters, a chancellor emeritus of the Academy of American Poets, and founding president emeritus of Poets House

in New York, Mr. Kunitz lives in New York City in the winter and Provincetown in the summer, where he cultivates a renowned seaside garden.

Poetry also will be promoted in the schools as part of this new poet laureate position.

Respectfully submitted,
Cherie Mittenthal
Chair

Finance Committee

The Finance Committee, appointed by the Town Moderator, serves as the citizens' watchdog for the Town's finances and advises voters on financial matters coming before Town Meeting. We review the Selectmen's operating and capital expenditure proposals and develop recommendations for the voters prior to Annual and Special Town Meetings.

We try to take a broad, long-term, strategic view of expenditures. This was no less true in 2004 when the Committee met 22 times.

Over the last five years, the Town has built an award-winning municipal sewer system, rebuilt MacMillan Pier, completely renovated our schools, started renovating a new library, and has spent heavily to find new water sources, while avidly pursuing new options for the Cape End Manor.

While each of these initiatives has worked toward real community benefits, it has also increased the cost of living for our citizens—either through user fees (e.g., higher water charges, higher pier fees, and new sewer charges) or through higher real estate taxes and targeted tax surcharges. These costs inevitably drive up residential rents as well—and only exacerbate other challenges facing the Town such as affordable housing and economic development.

At the 2004 Annual Town election voters approved the adoption of the Community Preservation Act, which added a 3% surcharge to our current tax bills. This effort will now provide funding for affordable housing, predominately, with the balance being reserved for preserving historic buildings and the purchase of land for public use.

As of the end of 2004, the Town's finances were in perilous condition. The chronic and growing deficits of the Cape End Manor, the skyrocketing cost of health and retirement benefits for Town employees, and the continuing decline

in school enrollment are straining the Town's resources to the limit—and could well lead to the Town exceeding its taxing authority under Proposition 2½.

Navigating the Town back from this brink will require courage and creativity from the Town Manager and Board of Selectmen. We will continue to offer our recommendations and perspectives on their proposals, and we encourage voters to make their voices heard.

Respectfully submitted,
Ruth Gilbert
Chair

Historic Commission

The Provincetown Historical Commission in 2004 resumed its primary role as an advocate for preservation, and an educational resource for the public. In that capacity, the Commission has begun a project to create a database of historic images that can be accessed through the town's web site. The Commission has met with the Pilgrim Monument and Provincetown Museum, the Town Library, and private collectors to identify and coordinate the many disparate collections of historic images. In addition, the Commission has been reviewing possible uses for the 10% of the CPA funding allocated for historic preservation. Finally, the Commission continues to upgrade the town's Inventory of Historic Assets, so that the Town will have a better understanding of the architectural and historic significance of its built environment.

Respectfully submitted,
Eric E. Dray
Chair

Historic District Commission

In its first full year of operation, the Commission reviewed 159 Applications, of which 95 required a hearing, and 64 were approved administratively without hearing. For more information about the Commission and the district bylaw and guidelines contact the Department of Community Development or visit www.provincetown-ma.gov.

Respectfully submitted,
John Dowd
Chair

John Anderson Francis Family Scholarship Comm.

The following graduates from the Provincetown High School Class 0f 2004 were awarded scholarships from the John Anderson Francis Family Scholarship:
Ty Beck, Kara Bowes-Cassis, Thomas Czyoski, Ryan Edwards, Jeremy Felton, Erik Hnis, Heather Macara (Valedictorian), Jenna Morris, Gabriel Morton, Harry Opsahl-Gee, Jose Peres, Brianna Pitzner, Heather Reis (Salutatorian) Casey Santos, Russell Scoullar. A total of $50,000.00 was awarded.

In December 2004, scholarships from the John Anderson Family and Captain Joseph Oliver Scholarship were awarded to the following Provincetown High School Alumni: Jennifer Borgesi, Amanda Carreiro, Casey Chmielecki, Lucas Colburn, Tina Curtis, Suzanne deSousa, Kira Irving, Johnathan Lavenets, Andrea Lavenets, Brandon Machado, Amy Menangas, Brandon Motta, Ryan Peters, Julianne Papetsas, Justine Roderick, Ashley Vasques, Baquita Watkins, Tasha Weber. The total amount awarded was $11,500.00

The balance of the John Anderson Francis Family Scholarship is $1,140,261.80, and the balance of the Captain Joseph Oliver Scholarship fund is $465,641.56 as of June 30, 2004. 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.
Respectively submitted,
Betty Villari
Chair

Management Information Systems

2004 was a year of transition for the Management Information Systems department. The town saw the departure of Gary Delius, who helped create the MIS department back in 2000. Gary played an instrumental role in centralizing the town's management of technology, and he built many of the systems from the ground up. In 2004 he continued to strengthen the town's network with system-wide software and hardware upgrades. He also played a key role in the preparation of the Freeman Street Library's move to the Heritage Museum building. With Gary's departure came the addition of two part-time MIS technicians, Lynne Martin and Marcin Sapinski. Lynne and Marcin were invaluable during the vacancy of the

MIS Director position and were critical in responding to the technology needs of the town's departments. They will continue to support MIS in 2005.

Among the major projects planned this year is the implementation of a new file and print server to support Town Hall's growing needs for centralized data management. The Community Development Department is planning a department-wide rollout of PTWin32, a multi-user software package designed for handling permit, licensing, and inspections needs. MIS is also pursuing the integration of collaboration tools with the town's messaging system to allow departments to share calendars and address books seamlessly with other users. Finally, we are in the early stages of building an up-to-date inventory of all of the town's equipment and software, as well as the employees that access those workstations. This inventory will aid in future decisions regarding equipment replacement and/or software upgrades.

Respectfully submitted,
Beau Jackett
Information Systems Director

Open Space Committee

The Open Space Committee held an Open Space Public Forum in January 2004 to solicit feedback and ideas on both land acquisition and the management of our town-owned conservation spaces. The forum was well attended and the general consensus among the public that we should protect our open space and better manage our conservation town owned land. As well, there were great suggestions on areas of town that should be protected. There was a recommendation that a wetlands biologist should be hired to map wetlands, critical habitat areas and vernal pools across town. As a result of the meeting, the Curtis property and Welles property were purchased with Landbank funds. Both of these properties abut and enhance our conservation lands.

In the Fall of 2004, the Committee was able to begin the process of implementing the management plans for Shank Painter pond conservation property. There is great anticipation for developing tasteful walkways including a handicap walkway from route 6 which would lead to a beautiful "view shed". There will also be habitat restoration and the Committee is working closely with the Conservation Commission and Americorp to actuate the process. We welcome volunteers to participate in the process. Ron Robillard, our newest Open Space member, has been extensively researching pathway/construction materials, plans and costs. We have a 3% annual Landbank management fund that is available to be used to

maintain our conservation properties. We hope we will be able to complete most of the project in 2005.

The Open Space Committee researched pathways to keep them open for all citizens throughout town as well as connect them to our conservation lands for easy access. We plan to continue the process in 2005.

It is interesting to note that in the 2004 Visioning Survey mailed to residents there was a 78 percent response in favor of acquiring and protecting more open space in terms of pocket parks, adding to greenway space and town conservation areas already conserved, as well as protecting vistas and areas along 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 protection of our open space in Provincetown is of vital in order to support our fragile environment in Provincetown. It is important to the history, the character, the environment for people and animals, our ground water, and protection from storms and flooding. Coastal resources are non-renewable we need to proceed cautiously with the development of land. The Committee affirms the goals of the Open Space and Recreation Plan of 1999 and the Local Comprehensive Plan of 2000: "Environmental quality and natural resources will be protected. We will continue to expand local protection of wetlands, ponds, harbors, flood plains, ground water supplies, greenway migration corridors, dunes, beaches and other natural resources....."

In 2005 the Committee will resume work to locate for purchase land for conservation purposes as well as implementing the management plans for the properties acquired with Landbank Funds: Shankpainter Pond Uplands and Whistle Path Woods. We will also continue working to locate walking pathways throughout town that would connect to our conservation lands. All this work requires coordination with the Provincetown Department of Public Works, the Conservation Commission, and the Provincetown Conservation Trust. We look to the public for their recommendations and suggestions.

The Open Space Committee is enthusiastic about the opportunities in 2005 and we invite new members to join the committee for an exciting year of discoveries. Thank you Provincetown.

Respectfully submitted,
Celine Gandolfo
Chair

Planning Board

Since the 2004 Annual Town Meeting the Planning Board has been trying to regroup and work through the staff losses and changes in the Department of Community Development. The staff losses and the actions of Town Meeting greatly affected our forward progress on reviewing and updating the Local Comprehensive Plan. Also affected has been our progress on developing recommendations on all matters concerning the physical, economic and environmental development of the town.

We have met regularly with the less than full 5 member board. Vacancies on the board have made hearing all cases in a timely fashion difficult. Currently there are only three members serving on the Planning Board, with two regular member vacancies and one alternate member vacancy. A proactive Planning Board is vital to this town. Without a full compliment of board members and lacking a clear direction from the community, we will only be able to fulfill some of the roles and responsibilities prescribed by the Town Charter and Massachusetts General Laws.

We would like to thank Barnett Adler for his contributions and assistance as our vice chair, to Ginny Binder for her insight during her short time on the board, and to Warren Alexander, for his many years of consistent and concise interpretations. We welcome new Building Commissioner Doug Taylor as our liaison and hope with him we can regain our focus and momentum.

Respectfully submitted,
Anne Howard
Chair

Provincetown Public Pier Corporation

The Provincetown Public Pier Corporation, created by Town Meeting vote and subsequent enabling legislation, is mandated to operate MacMillan Pier in a business like manner as an economic development project, and to support and nurture the businesses that rely on the pier which include commercial fishing, transportation, tourism and other community interests.

With the appointment of four new Directors in July, the largest share of our work has been committed to the negotiation of a long-term lease with the Town. This

has involved the analysis and refinement of expense and revenue projections including personnel costs, a review of the draft lease and issues prepared by the previous Board and working with the commercial fishers on mutually agreeable dock rates. With this work completed, we should be able to conclude the lease soon and look forward to working on the other issues regarding economic development and interactions with the community.

The Pier Manager, Rex McKinsey has been working with us providing research and documentation, handling day-to-day operations and maintenance on the pier as well as interacting with the Police, Harbormaster and Public Works Departments. His work with the Blessing of the Fleet, Schooner Race and Fisher's and Farmer's Market have supported our commitment to the larger community.

My thanks to George Hitchcock for the continuity he has provided on the board as well as Chip Bradish, Lee Ash, John Baldwin and the previous board members for their hard work. Their dedication has allowed us to make substantial progress in quick time.

Looking forward to the next year we expect to aggressively pursue new revenues and grants for capital projects supporting our tenants, build on the success we have had with community events, and strengthen our management controls.

Respectfully submitted,
Paul de Ruyter
Chair

Zoning Board of Appeals

The Zoning Board of Appeals had another busy and productive year in 2004. 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.

In 2004, the board met 22 times, hearing 101 cases, many of which were multiple applications containing two or more requests for relief from the Zoning By-Laws. In all, these 101 cases included 104 applications for special permits, 6 applications for variances from the Zoning by-laws and no appeals of the Building Commissioner's decisions.

Of the 104 applications for special permits, 89 were granted, two were denied, and 12 were allowed to withdraw without prejudice. Of the 6 applications for variances from the Zoning by-laws, two were granted, none were denied, and four were allowed to withdraw without prejudice.

2004 has seen the Department of Regulatory Management lose several staff members due to budget cuts as well as resignations and retirements. Special mention must be given to the current Permit Coordinator who has taken up much of the slack throughout the year and has provided a remarkable level of support to the Zoning Board of Appeals and other boards. Special mention must also be given to both the outgoing Building Commissioner who has served the Town in an extraordinary manner and also the incoming Building Commissioner who has shown a remarkable willingness to step up to the plate. It is the efforts these and other staff members of the Department of Regulatory Management which assist the workings of the Zoning Board of Appeals, allowing it to be much more efficient and responsive to the needs of the applicants.

The Zoning Board of Appeals has four vacant seats and encourages interested Provincetown residents to apply. It is the volunteer board members who 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.

Respectfully submitted,
Gary Reinhardt
Chair

Municipal Finance

Hawthorne students painting on the beach in the early 1900's.

Charles Hawthorne is recognized as laying the foundation for art in Provincetown. In 1899, Hawthorne opened the Cape Cod School of Art, forming the basis for an art colony with the longest continuous history in the United States. For over a hundred years art and artists have constituted an important historic and economic sector in the community, a presence that continues into the twenty-first century, as evidenced by the Fine Arts Work Center, a nonprofit institution in Provincetown devoted to encouraging and supporting young artists.

Provincetown Community: Artist Colony

Town Accountant

There were major personnel changes within the Finance Department during 2004. Director of Municipal Finance Bruce Miller left at the end of FY2004, following the Pilgrim's path to Plymouth. Asst Town Accountant/Payroll Clerk, Paul Gavin moved down the hall to assume the duties of Principle Assessor. We are fortunate that Linda Codinha O'Brien decided to move home to Provincetown in November 2004, and we welcome her as Assistant Town Accountant.

I look forward to working with the Town Manager, Board of Selectmen, Committees, Department Heads, citizens and my staff, Irene Silva and Linda O'Brien in the coming year. I would like to extend my gratitude to Paul Gavin for all his hard work and dedication during the summer months when he was covering both the accounting and assessing offices.

The following Municipal Finance Dept reports follow, as reported by the Treasurer and Town Accountant: Debt Schedule; Summary of Receipts; Trust Fund Balances; Report of Appropriations & Expenditures; Appropriations Balance as of 12/31/04; Salaries and Wages

All reports are for the Fiscal Year ending June 30, 2004 unless otherwise stated.
Respectfully submitted,
Alexandra Heilala
Town Accountant

Fiscal Year 2004 Appropriations/Expeditures

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2004 Expended	Avail Budget
ElectionTownMeeting	8,496	-	8,496	4,215	4,281
BdofSelectmenSalaries/Wages	40,975	-	40,975	42,877	(1,902)
BoardofSelectmenExpense	8,500	-	8,500	7,000	1,500
BoardofSelectmenEnumbd	694	-	694	194	500
TownManagerSalaries/Wages	134,760	-	134,760	137,714	(2,954)
TownManagerExpense	6,140	-	6,140	2,851	3,289
FinanceComOperatingExp	40,300	(15,000)	25,300	4,453	20,848
TownAcctSalaries/Wages	154,451	-	154,451	157,963	(3,512)
TownAccountantExpense	32,900	(2,000)	30,900	45,022	(14,122)
TownAcctEncumbered	18,300	-	18,300	6,805	11,496
MISCoordSalaries/Wages	47,008	-	47,008	49,481	(2,473)
MISCoordinatorExpense	91,200	(10,000)	81,200	67,960	13,240
MISCoordEncumbered	2,710		2,710	2,510	200
BoardAssessorsSal/Wages	119,315	-	119,315	114,712	4,603
BoardAssessorsExpense	20,541	-	20,541	12,948	7,593
BoardAsse.Encumbered	16,000	-	16,000	13,643	2,358

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2004 Expended	Avail Budget
Treasurer/CollSal./Wages	119,235	-	119,235	125,315	(6,080)
Treasurer/CollectorExpense	57,500	(2,000)	55,500	34,405	21,095
Treasurer/CollectorEncumb	18,000	-	18,000	-	18,000
LegalServices	140,000	42,000	182,000	228,916	(46,916)
Administration	82,430	-	82,430	52,009	30,421
AdministrationEncmbd	2,000	-	2,000	2,000	-
LandBank	335,907	-	335,907	62,163	273,744
TownClerkSalaries/Wages	55,201	-	55,201	61,323	(6,122)
TownClerkExpense	8,870	-	8,870	7,575	1,295
LicensingSalaries/Wages	34,698	-	34,698	36,530	(1,832)
LicensingExpense	10,450	-	10,450	10,106	344
ConservationCommission	1,504	-	1,504	1,140	364
HousingPartnershipExp	1,140	-	1,140	580	560
LCP	1,920	-	1,920	500	1,420
PlanningBoardExpenses	2,330	-	2,330	2,340	(10)
ZoningBoardAppeals	2,663	-	2,663	1,776	887
HistoricalCommission	1,588	-	1,588	1,696	(108)
HistoricDistrictCommiss	-	-	-	-	-
Buildings&GroundsPayroll	399,357	-	399,357	391,831	7,526
Buildings&GroundsGeneral	19,970	(10,000)	9,970	23,214	(13,244)
BuildingGrounds	57,421	-	57,421	53,664	3,757
Buildings&GrdsGraceGouveia	27,125	-	18,868	22,926	(4,058)
Bldgs&GrdsGraceGouveiaEnc	-		8,257	998	7,260
Buildings&GroundsLibrary	18,868	-	18,868	22,132	(3,264)
Buildings&GroundCemetery	5,650	-	5,650	4,830	820
Buildings&GrdsComfortSt	32,470	-	32,470	36,913	(4,443)
Buildings&GrdsCommunity	11,350	-	11,350	11,961	(611)
Buildings&GroundsHeritage	8,107	-	8,107	5,631	2,476
Buildings&GroundsOther	13,500	-	13,500	5,685	7,815
PoliceSalaries/Wages	1,412,407	(21,573)	1,390,834	1,359,719	31,115
PoliceExpense	92,100	(5,000)	87,100	75,291	11,809
PoliceEncumbered	1,000		1,000	942	58
PoliceStationExpense	26,600	-	26,600	23,007	3,593
PoliceStationEncumbered	11,866		11,866	9,462	2,404
FireSalaries/Wages	288,556	-	288,556	226,882	61,674
FireExense	127,017	-	127,017	127,231	(214)
AmbulanceService	174,168	-	174,168	174,168	-
InspectionsSalaries/Wages	110,245	-	110,245	118,033	(7,788)
InspectionsExpense	16,215	-	16,215	14,874	1,341
DirectorRegSalaries/Wages	186,402	-	186,402	197,133	(10,731)
DirectorRegulatoryExpense	500	-	500	497	3
EmergencyManagmtWages	1,200	-	1,200	1,200	0
EmergencyManagmtExpense	225	-	225	195	30
HarborCommittee	1,553	-	1,553	1,311	242
HarbormasterSalar/Wages	108,275	-	108,275	108,423	(148)
HarbormasterExpense	25,000	-	25,000	21,148	3,852
ShellfishSalaries/Wages	31,385	-	31,385	32,018	(633)
ShellfishExpense	4,770	-	4,770	4,735	35
ShellfishEncumbered	90		90	90	-
ParkingSalaries/Wages	301,323	-	301,323	308,391	(7,068)
ParkingExpense	46,558	-	46,558	36,145	10,413
ParkingEncumbered	18,010		18,010	16,910	1,100

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2004 Expended	Avail Budget
PublicSchools	4,134,462	-	4,134,462	3,682,563	451,899
PublicSchoolsEncumbered	572,489		572,489	557,086	15,403
CapeCodRegionalTech	42,298	-	42,298	42,554	(256)
DPWAdministrationSal	90,114	-	90,114	66,328	23,786
DPWAdminExpense	168,238	(20,000)	148,238	155,027	(6,789)
DPWAdminEncumbered	4,000		4,000	-	4,000
HighwaySalaries	239,003	-	239,003	237,910	1,093
HighwayExpense	53,170	-	53,170	38,968	14,202
Snow&IceSalaries/Wages	34,397	-	34,397	34,397	-
Snow&IceExpense	22,920	-	22,920	18,606	4,314
SolidWasteRecycleSalaries	305,401	-	305,401	308,238	(2,837)
SolidWasteRecycling	124,770	-	124,770	112,216	12,554
WasteDisposalOther	244,996	-	244,996	173,217	71,779
WasteDisposalEncumbered	69,375		69,375	70,563	(1,188)
Airport	86,613	-	86,613	85,902	711
CableAdvisoryComm	58,120	-	58,120	53,829	4,291
HealthConservAgntSalar	86,944	-	86,944	86,828	116
HealthConservationAgent	24,657	-	24,657	20,462	4,195
PublicHealth/NurseSalar	13,111	-	13,111	13,244	(133)
PublicHealth/Nurse	31,455	-	31,455	28,149	3,306
BoardHealth	2,292	-	2,292	1,943	349
CapeEndManorPersonnel	2,016,870	48,359	2,065,229	2,106,251	(41,022)
CapeEndManorExpense	974,360	175,994	1,150,354	1,158,451	(8,097)
CouncilonAgingSalar/Wages	130,450	-	130,450	135,320	(4,870)
CouncilonAging	10,045	-	10,045	8,701	1,344
VeteransServSalaries/Wages	10,192	-	10,192	10,600	(408)
VeteransServices	16,885	-	16,885	9,043	7,842
LibrarySalaries/Wages	164,391	-	164,391	168,821	(4,430)
Library	68,559	-	68,559	68,548	11
Administration	7,500	-	7,500	3,276	4,224
RecreationDeptSalaries	109,926	-	109,926	108,766	1,160
RecreationDepartment	13,000	-	13,000	12,315	685
BeautificationComm	10,250	-	10,250	1,749	8,501
BeautificationComEncumb	2,900		2,900	2,900	-
HeritageMuseum	-	-	-	5,606	(5,606)
ArtCommission	14,230	-	14,230	11,780	2,450
ArtCommissionEncumbered	7,000		7,000	2,324	4,676
CulturalCouncil	2,500	-	2,500	153	2,347
Coord/SupportSalar/Wages	81,878	-	81,878	65,764	16,114
Marketing	129,980	-	129,980	138,209	(8,229)
MarketingEncumbered	5,560		5,560	5,560	-
MunicipalProjects	129,437	-	129,437	104,920	24,517
MunicipalProjectsEncmbd	18,533		18,533	18,533	-
Promotional	119,861	-	119,861	90,500	29,361
TourismSalaries/Wages	-	-	-	-	-
DebtServices	1,480,113	-	1,480,113	2,253,190	(773,077)
TaxTitle	39,000	-	39,000	21,907	17,093
RetirementBenefitsInsur	3,780,629	-	3,780,629	3,692,410	88,219
Intergovernmental	-	306,844	306,844	258,571	48,273
TOTALGenFund	**20,949,882**	**487,624**	**21,437,506**	**20,988,513**	**448,993**

Fiscal Year 2005 Appropriations Expenditures

Year to Date 12/31/04

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2004 Expended	Avail Budget
ELECTIONTOWNMEETING	9,747		9,747	3,991	5,756
SELECTMENSALARIES	42,874	-	42,874	25,395	17,479
BOARDOFSELECTMEN	8,800	-	8,800	4,531	4,269
TOWNMANAGERSALARIES	139,336	-	139,336	75,117	64,219
TOWNMANAGEREXPENSES	6,140	-	6,140	2,499	3,641
FINCOMMITTEEEXP	40,300	-	40,300	986	39,314
ACCOUNTINGSALARIES	156,732	-	156,732	57,568	99,164
ACCOUNTINGSERVICESEXP	37,748	-	37,748	29,309	8,439
MISSALARIES	49,481	-	49,481	16,187	33,295
MISEXPENSE	73,650	-	73,650	51,730	21,920
ASSESSORSSALARY	117,862	-	117,862	55,622	62,240
ASSESSORSEXPEDITURES	30,971	-	30,971	28,337	2,634
TREASURERCOLLECTORSAL	124,776	-	124,776	68,173	56,603
TREASURERCOLLECTOREX	51,959	-	51,959	18,768	33,191
LEGALSERVICESEXPENSE	140,000	-	140,000	105,445	34,555
ADMINSTRATION	62,930	-	62,930	23,503	39,427
LANDBANK	336,945	-	336,945	-	336,945
TOWNCLERKOFFICESALARY	58,818	-	58,818	31,091	27,727
TOWNCLERKEXPENDITURES	8,870	-	8,870	985	7,885
LICENSINGSALARIES	36,530	-	36,530	17,218	19,312
LICENSINGEXPENSE	1,400	-	1,400	33	1,367
CONSERVATIONCOMMISSION	1,500	-	1,500	538	962
HOUSINGPARTNERSHIPEX	1,060	-	1,060	270	790
LCP	1,820	-	1,820	240	1,580
PLANNINGBOARDEXPENSE	2,248	-	2,248	389	1,859
ZONINGBOARDOFAPPEALS	2,603	-	2,603	1,180	1,423
HISTORICDISTRTCOMMISSION	593	-	593	143	450
HISTORICALCOMMISSION	1,662	-	1,662	798	864
BUILDINGS&GRDSPAYROLL	380,459	-	380,459	217,233	163,226
BUILDINGS&GROUNDSEX	12,150	-	12,150	8,572	3,578
BUILDINGGROUNDS	59,330	-	59,330	30,663	28,667
BUILDINGGRDSGRCEGOUVEIA	26,125	-	26,125	12,745	13,380
BUILDINGGRDSLIBRARY	24,140	-	24,140	13,542	10,598
BUILDINGGRDSCEMETARY	3,400	-	3,400	1,377	(10,142)
BUILDINGGRDSCOMFORTSTA	42,670	-	42,670	10,895	31,775
BUILDINGGRDSCOMMUNITY	11,450	-	11,450	5,398	6,052
BUILDINGGROUNDSOTHER	9,750	-	9,750	2,765	6,985
POLICESALARIES	1,397,983	-	1,397,983	797,353	600,630
POLICEEXPENSES	96,400	-	96,400	70,935	25,465
POLICESTATION	26,600	-	26,600	10,068	16,532
FIRESALARIES	295,731	-	295,731	172,403	123,328
FIREEXPENDITURES	127,057	-	127,057	43,503	83,554
AMBULANCESERVICES	165,200	-	165,200	82,600	82,600
INSPECTIONSALARIES	123,030	-	123,030	60,514	62,516
INSPECTIONEXPENSE	17,215	-	17,215	8,395	8,820
DIRECTORYREGTRYSAL	100,541	-	100,541	52,356	48,185
DIRECTORYREGULATORYEX	1,000	-	1,000	175	825
EMERGENCYMANAGEMENT	225	-	225	-	225

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2004 Expended	Avail Budget
HARBORCOMMITTEE	1,553	-	1,553	304	1,249
HARBORMASTER-WHARFSAL	108,924	-	108,924	61,460	47,464
HARBORMSTERWHARFEXP	25,000	-	25,000	3,954	21,046
SHELLFISH	32,076	-	32,076	17,971	14,105
SHELLFISHEXPENSE	4,820	-	4,820	1,882	2,938
PARKINGSALARIES	313,756	-	313,756	187,952	125,804
PARKINGEXPENSE	45,500	-	45,500	19,325	26,175
PUBLICSCHOOLS	4,185,330	-	4,185,330	2,183,817	2,001,513
CAPECODREGTECHNICALHS	53,851	-	53,851	32,310	21,541
DPWSALARIES	93,846	-	93,846	47,105	46,741
DPWEXPENSES	164,800	-	164,800	90,604	74,196
HIGHWAYSALARIES	238,936	-	238,936	141,857	97,079
HIGHWAYEXPENSES	49,300	-	49,300	18,554	30,746
SNOW&ICE-SALARIES	36,451	-	36,451	-	36,451
SNOW&ICEEXPENSES	20,866	-	20,866	2,420	18,446
SOLIDWASTE/RECYCSAL	310,779	-	310,779	175,324	135,455
SOLIDWASTE/RECYCEX	118,550	-	118,550	53,967	64,583
WASTEDISPOSALOTHER	250,322	-	250,322	156,545	93,777
AIRPORT	87,850	-	87,850	26,081	61,769
CABLEADVISORYCOMMISSION	62,700	-	62,700	29,469	33,231
HEALTHCONSERVSALARIES	89,466	-	89,466	46,579	42,887
HEALTHCONSERVATIONEX	10,590	-	10,590	5,894	4,696
PUBLICHEALTH-NURSE	10,794	-	10,794	5,504	5,290
PUBLICHEALTHEXPENSE	29,455	-	29,455	7,042	22,413
BOARDOFHEALTH	2,272	-	2,272	469	1,803
CAPEENDMANORSALARIES	2,011,292	-	2,011,292	1,059,510	951,782
CAPEENDMANOREXPENSES	918,500	-	918,500	670,483	248,017
COASALARIES	137,295	-	137,295	76,269	61,026
COAEXPENSE	10,045	-	10,045	3,903	6,142
VETERANSSERVICES	10,599	-	10,599	5,824	4,775
VETERANSSERVICESEXPENSE	15,690	-	15,690	5,856	9,834
LIBRARYSALARIES	168,993	-	168,993	89,632	79,361
LIBRARYEXPENSE	63,957	-	63,957	25,226	38,731
ADMINSTRATION	2,500	-	2,500	106	2,394
RECREATIONSALARIES	109,926	-	109,926	71,471	38,455
RECREATIONEXPENSE	13,000	-	13,000	9,236	3,764
BEAUTIFICATION	10,760	-	10,760	-	10,760
ARTCOMMISSION	16,300	-	16,300	4,307	11,993
CULTURALCOUNCIL	2,500		2,500	361	2,139
COORD/SUPPORT	81,500	-	81,500	33,920	47,580
MARKETING	140,000	-	140,000	31,749	108,251
MUNICIPALPROJECTS	105,500	-	105,500	31,858	73,642
PROMOTIONAL	111,000	-	111,000	43,300	67,700
DEBTSERVICE	1,607,833	-	1,607,833	1,501,796	106,037
TAXTITLE/FORCLOSURE	30,000	-	30,000	5,822	24,178
RETIREMENT	4,304,728	-	4,304,728	2,861,580	1,443,148
INTERGOVERNMENTAL	-	-	-	96,969	(96,969)
GRDTOTAL(GNRLFUND)	**20,687,516**	**-**	**20,687,516**	**12,167,107**	**8,508,243**

Board of Assessors

On June 2, 2004 the Department of Revenue certified Provincetown's assessed values and approved the Fiscal Year 2004 tax rate of $5.45. Total value of taxable property increased 14%. Fiscal Year 2004 values by class were as follows:

Class	***Total Value***
Residential Class	$1,516,318,500
Commercial Class	$411,278,100
Industrial Class	$1,569,800
Personal Property	$31,964,900
Total Value	$1,961,131,300

Following the mailing of tax bills in July, the Board of Assessors received 55 real estate and 81 personal property abatement applications. The Board granted 35 real estate abatements and 67 personal property abatements.

The Board also granted statutory exemptions to 65 taxpayers as follows:

Clause	***Description***	***Exemption***	***Number***	***Taxes Exempted***
Clause 17D	Surviving spouse/Elderly	$202.74	9	$1,824.66
Clause 22	Veteran	$250.00	19	$4,750.00
Clause 37A	Blind	$500.00	2	$1,000.00
Clause 41C	Elderly	$500.00	34	$17,000.00
Clause 42	Surviving Spouse of Firefighter	100%	1	$1,088.37
Totals			65	$25,663.03

In addition, 21 taxpayers fulfilled the requirements for the $500 senior volunteer work abatement program, and another nine taxpayers qualified for tax deferral.

The affordable housing tax exemption, which had been approved by the 2002 Town Meeting and signed into law by Acting Governor Swift in December 2002, and approved by the voters at the May 2004 annual election, went into effect for Fiscal Year 2004. The exemption provides for a 100% exemption for that part of a property that is rented year round to low-income tenants at affordable rents, as defined by HUD guidelines.

The Board granted Affordable Housing Tax Exemptions to 21 real property taxpayers as follows:

Description	Exemption	Number	Taxes Exempted
Affordable Housing Tax Exemption	100% **	21 ***	$32,110.84

*** 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 2004, the Assessors' Office continued its intensive neighborhood-by-neighborhood inspection program concentrating on properties that had not been inspected during the last seven years or longer. The office was once again greatly aided in this effort through the Town's continued funding of a temporary Property Inspector position, the duties of which were once again very capably carried out by Frank Pantano and Melvin Connors. During the 2004 summer season, staff completed more than 600 inspections.

In August 2004, Paul Gavin, of Provincetown, was hired as Principal Assessor. Also, on September 15, Karl Shipman, of Wellfleet, was hired to fill the administrative assistant vacancy. Thanks to Assistant Assessor Richard Faust for providing consistency in the department during several staff changes and vacancies throughout the year.

Thanks and best wishes to Dana Faris in his new role as Department of Public Works Administrative Coordinator. Dana had served as Provincetown's Principal Assessor since February 24, 1997. We are grateful that Dana's assessing knowledge will still be available to the town.

Special mention and sincere appreciation to Jack Kosko for a job well done. Jack resigned from the Board in August 2004 to pursue a new career in Florida. Jack was appointed to the board on January 8, 1998 and elected as Chairman on Jan 31, 2002. Jack, you served your town well.

Also, as a reminder, please visit our web sit at 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 much more.
Respectfully submitted,
Pam Parmakian
Chair

Treasurer/Collector

REPORT FOR THE FISCAL YEAR
JULY 1, 2003 - JUNE 30, 2004

COLLECTOR REPORT FY 2004

REAL ESTATE TAXES		
FY 2004	5,545,433.00	
FY 2003	5,295,665.00	
		10,841,098.00
LANDBANK TAX		
FY 2004	$159,769.00	
		$159,769.00
PERSONAL PROPERTY TAX		
FY 2004	$87,024.00	
FY 2003	93,385.00	
FY 2002	386.00	
FY 1986-2001	1,109.00	
		181,904.00
WATER RATES		
FY 2003	$1,642,094.00	
FY 2002	65,254.00	
FY 2001	7,300.00	
FY 1995-2000	24,086.00	
		1,738,734.00
MOTOR VEHICLE EXCISE TAX		
FY 2004	$384,226.00	
FY 2003	103,235.00	
FY 2002	5,130.00	
FY 1974-2001	2,345.00	
		494,936.00
BOAT EXCISE TAX		
FY 2004	$9,260.00	
FY 2003	702.00	

FY 2002	174.00	
FY 1998-2001	429.00	
		10,565.00
SEWER BETTERMENT	860,516.00	
		860,516.00
SEWER USAGE	$154,804.00	
		$154,804.00
TAXES IN LITIGATION	0.00	
		0.00
INTEREST, DEMANDS AND FEES		
TAX COLLECTIONS	46,164.00	
MOTOR VEHICLE/BOAT EXCISE	10,947.00	
WATER	11,071.00	
WASTEWATER	$20.00	
		68,202.00
TREASURY DEPOSITS FROM COLLECTOR - FY04		**14,510,528.00**

TOWN TREASURY - FY04

TAX REVENUE

Deferred Taxes	$7,776.00	
In Lieu of Taxes	$5,337.00	
Interest & Fees on Deferred Taxes	$12,643.00	
Interest & Fees on Tax Title	$41,046.00	
Municipal Lien Certificates	$15,575.00	
Tax Title Redemptions	$77,671.00	$160,048.00

TOWN REVOLVING ACCOUNTS

Airport Revolving	$37,234.00	
ConCom Conservation Revolving	$685.00	
Police Revolving	$110,258.00	
Recreation Revolving	$13,675.00	
Town Hall – Custodian Revolving	$20,819.00	$182,671.00

DEPARTMENTAL RECEIPTS TO TREASURER

Assessors	$9,194.00
Building Department - Permits	$171,935.00
Cape End Manor	$3,289,112.00
Cemetery	$12,675.00
Council on Aging	$16,893.00

Court Fines	$2,870.00	
Department of Public Works	$37,016.00	
Fire Department	$17,816.00	
Harbor - Mooring & Docking	$61,700.00	
Health Department	$24,337.00	
Library	$3,523.00	
Licenses	$174,677.00	
Planning Board Fees	$2,000.00	
Police Receipts	$53,819.00	
Rents & Commissions	$200,934.00	
Sale of Surplus Equipment	$5,404.00	
Tourism	$1,965.00	
Town Clerk	$26,539.00	
Transfer Station	$202,406.00	
Treasurer Fees	$1,089.00	
Veterans	$15,423.00	
Water Account Transfers	$3,300.00	
Water Department	$27,217.00	
		$4,361,844.00

PARKING RECEIPTS

Parking Meters/Lots/Stickers	$1,504,133.00	
Parking Violations	$92,071.00	$1,596,204.00

TOWN TREASURY - OTHER RECEIPTS

Administrative Consent Order Deposits	$11,183.00
Art Commission - Poster Sales	$298.00
Bond Anticipation Notes	$5,832,656.00
Cable Fees	$66,081.00
Cape End Manor Patients' Account	$3,895.00
Conservation Commission Permits	$902.00
Court Fines	$2,870.00
Elderly Exemptions	$15,060.00
Employee Portion - Benefits	$321,898.00
General Obligation Bond Proceeds	$4,374,000.00
Historic Dist Comm Application Fees	$3,100.00
Housing Rehabilitation Program	$7,500.00
Insurance Proceeds	$12,708.00
Interest on Investments	$14,817.00
Loan Payment - Cape Air	$14,432.00
Mt. Gilboa Rent	$40,313.00
Pump out Boat	$7,108.00
Title V Repair Loan Program	$101,539.00
Town Education Gift Fund	$744.00

Town Scholarship Fund	$55,611.00	
Trust Fund Income	$213,311.00	
Workman's Compensation	$54.00	$11,100,080.00

STATE AND FEDERAL GRANTS

Academic Support Services	$4,220.00	
Affordable Housing-Historic District Grant	$19,685.00	
AIDS Health Grants	$172,054.00	
Airport Apron Reconfiguration	$703,331.00	
Airport Runway Grant	$449,195.00	
Airport Security	$135,505.00	
Art Commission - Mellon Grant	$1,000.00	
Bullet Proof Vest Grant	$12,600.00	
Care Givers Grant	$6,650.00	
Chapter 90 Highway Funds	$0.00	
Childrens Place	$7,719.00	
Community Development Block Grant	$295,000.00	
Cultural Council	$2,000.00	
Drug Free Schools	$806.00	
Elder Affairs Grants	$3,727.00	
Enhanced Education	$1,573.00	
Enhanced School Health Services	$46,994.00	
EOPS/COP Grant	$15,376.00	
Freedom Foundation/Cape Cod 5 Grants	$400.00	
Harbor Stormwater Grant	$37,285.00	
Kindergarden Enhancement Program	$6,850.00	
Library Rehabilitation Grant	$563,537.00	
Mother Goose Ask Why	$5,000.00	
Muni-Equalization Library Grant	$2,851.00	
No Place to Hate Grant	$1,000.00	
Older Americans Title III	$6,526.00	
Public Library Cultural Council	$3,450.00	
SADD Grant	$1,000.00	
SEMAC Grant	$500.00	
SPED Corrective Action	$5,000.00	
SPED Early Childhood	$3,046.00	
SPED Entitlement	$70,262.00	
SPED Program Improvements	$3,000.00	
Teacher Quality	$13,282.00	
Title I	$50,991.00	
Title V	$1,692.00	
Winthrop Street Cemetery	$75,161.00	$2,728,268.00

SCHOOL RECEIPTS TO TREASURY

Cape Cod Tech Revolving	$1,059.00	
Elementary School Revolving	$48,454.00	
School Transportation	$2,157.00	
School Adult Education Revolving	$3,955.00	
School Athletic Revolving	$2,913.00	
School Book Revolving	$613.00	
School Choice Revolving	$251.00	
School Custodial Revolving Acct	$3,541.00	
School Drivers Ed Revolving	$930.00	
School Energy Rebate	$75,000.00	
School Industrial Arts Revolving	$243.00	
School Lunch Revolving	$75,651.00	
School Usage Revolving	$2,500.00	
School Vandalism	$405.00	
SPED Reimbursements	$36,684.00	
Student Activities Revolving	$85,623.0	
Truro Regular Tuition	$673,083.00	$1,013,062.00

STATE RECEIPTS - CHERRY SHEET

Additional Assistance	$22,181.00	
Lottery Distribution	$124,552.00	
Room Occupancy	$920,799.00	
School Aid - Chapter 70	$247,301.00	
School Building Assistance	$207,120.00	
School Choice	$199,979.00	
State/Charter School	$668,448.00	
State Assessments	($159,318.00)	
State Owned Land	$36,607.00	
	$2,267,669.00	$23,409,846.00

TOTAL TREASURER'S RECEIPTS - FY04 $37,920,374.00

SUMMARY OF TREASURY ACTIVITY
7/1/03 thru 6/30/04

Cash July 1, 2003	$6,356,480.00
Add: Net Receipts	$37,920,374.00
Less: Net Disbursements	($38,483,832.00)
Cash June 30, 2004	$5,793,022.00

BONDED DEBT BALANCE AS OF 6/30/04

General Obligation Debt - Miscellaneous (1993)	$920,000.00
General Obligation Debt - Miscellaneous (1995)	$700,000.00

General Obligation Debt - Miscellaneous (2002)	$6,660,000.00
FHMA - Police Facility	$59,700.00
Library Improvements - Art 14-STM 1985	$40,000.00
Improvements to Water Systems - Art 1-STM 1985	$463,300.00
Water Pollution Abatement Trust - (10/99)	$321,203.00
Water Pollution Abatement Trust - (01/98)	$163,060.00
Water Pollution Abatement Trust - (11/00)	$200,000.00
Water Pollution Abatement Trust - (11/02)	$15,566,127.00
Water Pollution Abatement Trust - (11/03)	$91,847.00
Water Pollution Abatement Trust - (10/03)	$200,000.00
Pier Reconstruction - (9/03)	$1,954,000.00
General Obligation Debt - Miscellaneous (2003)	$2,420,000.00
TOTAL DEBT BONDED	$29,759,237.00

TRUST AND GIFT FUND BALANCE - 6/30/04

Affordable Housing Trust Fund	$74.00
Beautification - Wharf Park	$362.00
Beautification - Gift - Benches	$3,384.00
Cape End Manor Gift Fund	$6,161.00
Capt. Oliver Scholarship Fund	$465,642.00
Cemetery - Historical Commission	$3,269.00
Cemetery - Perpetual Care	$196,442.00
Community Center Gift Fund	$10,181.00
Cultural Council	$2,300.00
Education Gift Fund	$7,100.00
Fireworks Gift Fund	$100.00
Fisherman/Mariners	$586.00
Francis Scholarship Fund	$1,140,262.00
Graichen Music Fund	$1,684.00
Dorothy Perry Scholarship Fund	$23,668.00
Heritage Museum (J. Johnson)	$4,662.00
Heritage Museum Gift	$380.00
Heritage Museum Merger Feasibility Study	$69.00
Historic Preservation	$6,867.00
Holiday Lights Fund	$70.00
John A Henry Trust Fund	$356,364.00
Law Enforcement Trust Fund	$43,202.00
Library Building Gift Fund	$97,458.00
Library Mezzanine Gift Fund	$25,064.00
Library - Flores Trust Fund	$102,710.00
Library - Furniture Fund	$87.00
Library Trust	$5,590.00
Library - Gift	($723.00)

Library - H. Hersh	$12,617.00
Library - McNabb	$11,776.00
Outfall Pipe	$804.00
Pilgrims Park Gift Fund	$376.00
Police Education & Training	$11,944.00
Police Massbuy	$1,009.00
Public Fountain Gift Fund	$11,733.00
Recreation Gift Fund	$3,960.00
Senior Center Gift Fund	$622.00
Skate Park Gift Fund	$14,777.00
Smart Radar Fund	$1,036.00
Stabilization Fund	$537.00
Town Hall Clock Fund (J. Johnson)	$44.00
Town Scholarship Fund	$11,566.00
Van Arsdale Re-greening	$299.00
Visiting Nurse Gift Fund	$31.00
Waterfront Access Gift Fund	$33,836.00
Total Trust and Gift Fund Balances - 6/30/04	**$2,619,982.00**

Employees Earnings

EMPLOYEES EARNINGS
Fiscal Year 2004

Employee Name	Position	Annual Earnings
Bergman, Keith A	Town Manager	101,561.98
Hudson, Pamela	Secretary to Town Manager	34,098.16
Porter, Vernon	Secretary to Selectmen	37,876.80
Johnstone, Douglas	Town Clerk	41,296.96
Holman, Greta N	Town Clerk (Resigned)	25,464.46
Leventman, Aaron	Asst Town Clerk	22,166.93
Jarusiewicz, Michelle R	Grant Co-ord/Acting Asst Town Mgr	34,976.50
Delius, Gary	Information Systems Director	49,481.12
DEPARTMENT OF MUNICIPAL FINANCE		
Miller, Bruce	Director of Finance/Town Accountant	75,000.12
Silva, Irene L	Deputy Town Accountant	46,076.08
Gavin, Paul M	Assistant Town Accountant	36,836.21
Faris, Dana	Principal Assessor (Transfer)	42,447.37
Faust, Richard	Assistant Assessor	38,585.84

Employee Name	Position	Annual Earnings
Conners, Melvin	Real Property Inspector	2,076.92
deSousa, Laurie J	Assessor's Secretary (Resigned)	5,222.68
Pantano, Frank	Real Property Inspector	3,062.32
Warner, John	Assessor's Secretary (Resigned)	17,997.80
Fitzgerald, John	Treasurer	46,574.06
Stephen, Barry	Collector	43,096.04
Duarte, Cheryl	DMF Secretary/Assistant Collector	35,696.05
POLICE DEPARTMENT		
Meyer, Schuyler (Ted)	Chief of Police	116,615.10
	Overtime	483.20
	Holiday Pay (On-Duty)	3,865.60
	Housing Allowance	9,000.00
	Total Earnings	129,963.90
Tobias, Warren D	Staff Sergeant	62,870.08
	Longevity	1,000.00
	Overtime	2,192.88
	Revolving Account	336.00
	Total Earnings	66,398.96
Allen, Douglas C.	Dispatcher	33,377.41
	Overtime	2,586.56
	Longevity	125.00
	Total Earnings	36,088.97
Baisley, Scott C	Dispatcher	33,886.11
	Overtime	2,528.38
	Total Earnings	36,414.49
Benjamin, Carrie L	Sergeant	54,585.65
	Overtime	8,104.29
	Longevity	700.00
	Revolving Account	5,328.00
	Total Earnings	68,717.94
Caldwell, Timothy	Police Officer	2,522.00
	Overtime	897.44
	Total Earnings	3,419.44
Carr, Michael	Police Officer	43,852.97
	Overtime	6,158.47
	Revolving Account	1,880.00
	Longevity	700.00
	Total Earnings	52,591.44
Cook, Geneva A	Police Officer	31,078.53
	Longevity	600.00
	Overtime	96.45
	Revolving Account	1,280.00

Employee Name	Position	Annual Earnings
	Total Earnings	33,054.98
Covino, Matthew	Police Officer	10,894.56
	Overtime	1,207.78
	Revolving Account	4,663.16
	Total Earnings	16,765.50
Cowing, Ruth Ann	Dog Officer	30,902.40
	Overtime	500.00
	Revolving Account	8,272.00
	Total Earnings	39,674.40
Dahill, Thomas	Dispatcher	34,475.68
	Overtime	15,298.17
	Total Earnings	49,773.85
Duarte, Jacqueline A	Dispatcher	18,850.03
	Overtime	1,148.84
	Revolving Account	1,040.00
	Total Earnings	21,038.87
Enos, Glen	Police Officer	47,442.57
	Overtime	32,561.00
	Longevity	300.00
	Revolving Account	20,072.00
	Total Earnings	100,375.57
Golden, James	Police Officer	47,481.38
	Overtime	16,180.78
	Longevity	600.00
	Revolving Account	24,336.00
	Total Earnings	88,598.16
Green, Roger	Janitor/Jailer	33,688.38
	Overtime	1,121.69
	Longevity	700.00
	Total Earnings	35,510.07
Hamilton, Paul	Police Officer	31,406.14
	Overtime	5,390.55
	Holiday	847.02
	Revolving Account	160.00
	Total Earnings	37,803.71
Himes, Monica	Dispatcher	5,947.09
	Overtime	1,422.78
	Revolving Account	640.00
	Total Earnings	8,009.87
Joudrey, Paul	Police Officer	3,299.52
	Overtime	248.63
	Revolving Account	960.00
	Total Earnings	4,508.15

Employee Name	Position	Annual Earnings
King, Darren M	Police Officer	8,726.83
	Overtime	770.15
	Revolving Account	2,004.00
	Total Earnings	11,500.98
King, Johnna	Dispatcher	20,304.80
	Overtime	2,044.19
	Total Earnings	22,348.99
Langlois, Adam	Police Officer	11,291.84
	Overtime	1,499.02
	Revolving Account	3,448.00
	Total Earnings	16,238.86
Lind, John	Police Officer	41,063.84
	Overtime	30,522.57
	Revolving Account	13,504.00
	Total Earnings	85,090.41
Lopes, Kim L	Dispatcher	13,320.08
	Overtime	1,066.83
	Total Earnings	14,386.91
Menangas, Martin	Police Officer	45,812.65
	Overtime	6,767.67
	Longevity	900.00
	Revolving Account	8,300.00
	Total Earnings	61,780.32
Palheiro, Robert E	Police Officer	44,091.20
	Overtime	5,639.69
	Revolving Account	2,048.00
	Longevity	700.00
	Total Earnings	52,478.89
Peters, Rachel E	Police Officer	39,101.38
	Overtime	12,205.45
	Revolving Account	12,052.00
	Longevity	900.00
	Total Earnings	64,258.83
Poulin (Roderick), Andrea	Adm. Clerk/Dispatcher	32,343.91
	Overtime	500.00
	Total Earnings	32,843.91
Rapose, Jodi J	Police Officer	43,753.46
	Overtime	3,944.34
	Longevity	700.00
	Revolving Account	3,892.00
	Total Earnings	52,289.80
Roach, James	Police Officer	39,979.68
	Overtime	8,098.72

Employee Name	Position	Annual Earnings
	Revolving Account	552.00
	Total Earnings	48,630.40
Russell, Denise L	Dispatcher	11,423.90
	Overtime	7,301.49
	Total Earnings	18,725.39
Steele, Thomas	Police Officer	43,871.88
	Overtime	6,101.11
	Revolving Account	25,392.00
	Total Earnings	75,364.99
Suchecki, Phillip P	Sergeant	55,119.20
	Overtime	2,514.55
	Longevity	900.00
	Total Earnings	58,533.75
Bernstein, Jesse	Summer Patrolman	1,644.32
Bourgault, Rachelle M	Summer Dispatcher	5,251.84
Bourget, Jonathan A	Summer Patrolman	9,221.02
Cabral, Shirley	Matron	5,352.45
Ditacchio, David	Summer Patrolman	18,628.36
Gillis, Mark S	Summer Patrolman	1,719.81
Gonzalez, Domingo	Summer Patrolman	15,716.22
Greener, Eric	Perm Interim Police	1,854.22
Hand, Angela	Summer Patrolman	1,598.22
Hurley, Michael P	Summer Patrolman	159.28
Lobur, Meredith K	Summer Patrolman	732.83
Lochiatto, Deborah A	Summer Patrolman	13,542.67
Mazzone, Michael	Summer Patrolman	930.84
Oja, Lloyd R	Summer Patrolman	518.58
O'Neil, Michael J	Summer Patrolman	1,292.57
Pitro, John P	Summer Patrolman	9,451.62
Rasbeck,Kimberly A	Summer Patrolman	14,506.85
Soyt, Kevin	Summer Dispatcher	12,124.27
Thomas, Donald	Summer Patrolman	23,796.63
White, Lee	Intermittent	3,217.80
Wrightson, Holly A	Summer Patrolman	8,343.98
Additional	Summer Patrolman	1,679.22
HARBORMASTER DEPARTMENT		
Costa, Warren	Asst Harbormaster/Seasonal	6,135.50
Fiset, Donald N	Asst Harbormaster/Seasonal	6,096.23
Fiset, Robert P	Asst Harbormaster/Seasonal	8,150.38
Flavell, Christopher H	Marine Superintendent	36,079.58
Huey, Martin	Asst Harbormaster/Seasonal	5,662.46
Mango, Christopher J	Asst Harbormaster/Seasonal	1,629.92

Employee Name	Position	Annual Earnings
Ribas, Luis	Asst Harbormaster/Seasonal	1,298.00
Schneider, Michael W	Asst Harbormaster/Seasonal	1,920.74
Steele, Duane	Asst Harbormaster	31,582.93
Worth, Maurince F	Asst Harbormaster/Seasonal	5,204.98
PARKING DEPARTMENT		
Richards, Donald	Parking Administrator	46,789.08
Aguero, Patricia	Attendant	1,453.18
Barros, John	Attendant	5,734.58
Benatti, Patricia C.	Parking Clerk/Bookkeeper	16,811.08
Bollas, Mary A	Attendant	15,046.04
Branco, Bruce A	Attendant	1,348.33
Clapp, Alden E	Attendant	3,403.44
Cook, Barry J	Attendant	4,966.56
Cook, Marguerite M	Attendant	828.20
Gibbs, Gail	Attendant	7,206.73
Gonsalves, Deborah	Meter Person/Matron	16,255.96
Gredler, Michael	Meter Person	8,530.27
Gutzler, Joell	Attendant	13,054.47
Locke, John W	Attendant	197.92
Mackin, Elizabeth	Attendant	4,969.28
Martin, Manuel	Attendant	7,934.42
Medeiros, Francis	Attendant	7,995.38
Newhouse, Beatrice	Attendant	5,436.88
Oberg, Kenneth	Attendant	1,362.66
Patulak, Richard J.	Meter Person	13,742.72
Perry, Katherine M	Attendant	10,195.38
Perry, Kathy S	Attendant	7,977.93
Power, John	Parking Clerk	2,982.26
Russell, Robert K	Meter Repair	16,745.44
Seidel, Robert	Attendant	11,262.64
Silva Mildred	Attendant	3,774.08
Slobodian, Michael	Attendant	1,985.61
Souza, Ann	Attendant	13,130.02
Souza, James	Attendant	11,924.52
Strong, John	Attendant	17,863.44
Taranta, Marcin	Meter Person	1,492.70
Travers, Judith A	Attendant	11,096.87
Williams, Arthur	Attendant	14,671.14
FIRE DEPARTMENT		
Trovato, Michael	Fire Chief	22,499.88
Mathews, Joyce	Department Secretary	34,030.06

Employee Name	Position	Annual Earnings
Anderson, Michael V	EMT	63.64
Basine, Marcia	EMT	8,168.63
Branch, John Chris	EMT	39,166.79
Cataldo, Julie M	EMT/P	4,946.90
Coehlo, Amy	EMT	3,850.32
Coehlo, Michael J	EMT	127.28
Duarte, Mark	EMT	143.19
Felton, Allen	EMT	798.00
Francis, Jeffrey	EMT/P (Resigned)	2,779.05
Harding, Lori A	EMT/P	6,064.25
Henrique, Rosemary	EMT	1,384.17
King, Lisa	EMT	9,565.26
Macara, Joel A	EMT/P	3,514.40
Monks, Marilyn	EMT/P	267.40
Notaro, Daniel	EMT/P	7,582.70
Oxtoby, Kenneth	EMT/P	3,953.70
Parmakian, Betina J	EMT	5,671.94
Rego, Linda	EMT	2,895.62
Roda, Thomas	EMT/P	1,795.40
Russell, Lorne	EMT	11,306.85
Sturtevant, Jeffrey	EMT/P (Resigned)	458.40
Tarala, Brandy	EMT	10,377.07
Trovato, Lynda T	EMT	15.91
White, Jamie R	EMT	2,275.13
White, Justin	EMT/P	4,068.30
Wolf, Adam	EMT/P	19.10
DEPARMENT OF COMMUNITY DEVELOPMENT		
Alexander, Warren G	Building Commissioner	55,937.02
Boutin, Alison L	Licensing Agent Assistant	6,197.03
Dias, Roger	Local Building Inspector	41,739.50
Gilmore, Jon B	Director of Community Development	62,296.00
Hartsgrove, Elizabeth A	Licensing Agent	36,530.00
Latour, Mark	Town Planner	60,290.88
McLean Perkins, David J	Department Secretary	1,508.00
Notaro, Maxine	Permit Coordinator	42,198.12
Power, Patricia	Department Secretary	24,515.21
Schneiderhan, Edward	Electrical Inspector	22,787.18
White, Patricia	Department Secretary (Resigned)	2,932.18
SHELLFISH DEPARTMENT		
Jackett, Anthony	Shellfish Constable	32,246.80

Employee Name	Position	Annual Earnings
DEPARTMENT OF PUBLIC WORKS		
Guertin, David	DPW Director	84,989.06
Turner, Sandra Mae	DPW Deputy Director	60,528.16
Smith, Larry	Head Mechanic	33,769.41
Duarte, Pennie	DPW Administrative Assistant II	31,298.90
BUILDINGS AND GROUNDS		
Andrews, Michael J	Custodian Town Hall	35,780.77
	Revolving Account	7,405.68
	Total Earnings	43,186.45
Cowing, Brian	Custodian Library/Community Center	33,938.90
DeCosta, Priscilla A	Attendant (Seasonal)	7,592.85
Hadley, Steven	Barrels & Grounds (Seasonal)	11,162.76
Herrick, Nathan R	B&G Skilled Staff	13,306.08
Joseph, Denise	Attendant Supervisor	19,828.54
Joseph, Francis G	Attendant	19,588.27
Joseph, Marion	Attendant	11,837.86
Kalantzis, Anthony J	B&G Skilled Staff	32,523.31
Lemme, Antonio H	Working Foreman	36,290.24
Machado, Ederlindo	Custodian Grace Gouveia Bldg	34,680.49
Martin, Stephen	B&G Skilled Staff	34,032.79
Morris, Keegan C	Laborer (Seasonal)	13,168.88
O'Rourke, Thomas	Attendant (Seasonal)	6,622.42
Roderick, Ethel	Attendant	6,567.15
Rowe, Christopher B	Laborer (Seasonal)	96.16
Silva, Richard L	Attendant	4,659.60
White, Deborah	Attendant	8,598.00
White, John	Attendant	9,293.28
White, Steven D.	Attendant	13,324.91
Wilhoite, Jackie	Custodian Town Hall	36,187.37
	Revolving Account	7,390.84
	Total Earnings	43,578.21
HIGHWAY DEPARTMENT		
Duarte, Ramao	Working Foreman	46,004.65
Enos, Scott	Skilled Laborer	38,916.08
Flores, Larry L	Skilled Laborer	32,107.72
Roderick, Paul	Skilled Laborer	41,568.99
Santos, Dennis	Skilled Laborer	40,205.82
Sparks, Mims E	Skilled Laborer	40,665.46
Watson, Jon	Skilled Laborer	37,973.25
SANITATION/TRANSFER STATION		
Bronsdon, Scott A	Skilled Laborer	39,053.69

Employee Name	Position	Annual Earnings
Cox, Jeffrey	Skilled Laborer	33,605.30
Legg, Roger	Skilled Laborer	38,633.86
Martin, Craig	Skilled Laborer	37,506.75
Menangas, Gerard L.	Working Foreman	46,000.60
Prato, Barbara	Laborer/Seasonal	14,365.76
Richmond, James	Skilled Laborer	35,197.72
Roderick, Christopher	Skilled Laborer	34,215.17
WATER DEPARTMENT		
Briganti, Louis A	Water Superintendent	36,505.74
Matrango, Bernard	Skilled Laborer	40,541.76
McNulty, Margaret	Skilled Laborer	34,156.85
Meads, Kathleen C	DPW - Project Coordinator (Retired)	39,639.17
Perry, Jeffrey L	Skilled Laborer	36,674.84
Pumphret, Michael R	Treatment Operator	39,647.62
Roach, David	Skilled Laborer	42,172.63
Robinson, Albert	Working Forman	43,282.16
Roderick, Jill	DPW Administrative Assistant II	17,194.75
Silva, Matthew	Skilled Laborer	39,877.07
Tyszka, Henryk	DPW Administrative Assistant II	32,261.58
WASTEWATER DEPARTMENT		
Gamella, Ronald J	DPW Administrative Assistant II	22,362.00
AIRPORT		
Duda, Daniel M	Airport	140.00
Lisenby, Arthur W	Airport	5,075.00
Woods, Melanie	Airport	922.24
PIER CORPORATIION		
McKinsey, William R	Pier Manager	45,132.10
HEALTH DEPARTMENT		
Evans (Raasch), Jane E	Health Agent	54,811.00
Pajaron, Patricia	Health Inspector	50,287.11
TOWN NURSE DEPARTMENT		
Manning, Patrick J	HIV Grant Prog Coordinator	33,839.66
CAPE END MANOR		
Thomas, Eileen M	Administrator	69,986.32
Abraham, Sandra	Nurse's Aide	22,636.68
Abrams, Sally (Resigned)	Nurse's Aide	960.00
Alexander, Elizabeth	Nurse's Aide	22,748.95

Employee Name	Position	Annual Earnings
Anderson, Barbara A	Infection Control/Inservice Coordinator	58,989.09
Anderson, Emily	Nurse's Aide (Resigned)	9,834.50
Anderson, Scott	Nurse's Aide	27,966.64
Ballentine, Keisha	Nurse's Aide	19,062.99
Baracchi, William M	Nurse's Aide	25,943.93
Binkowski, Timothy	Nurse's Aide	37,592.33
Brown, Errol	Diet Aide	28,126.38
Butler, Rachel E	Medical Records Secretary	35,889.78
Camerlin, Pamela	Medical Records Keeper (Resigned)	28,291.14
Canela, Sheri	Laundry Aide	33,639.90
Cartwright, Ann	Laundry Aide	4,804.08
Chenell, Joanne	L.P.N.	43,289.50
Cohen, Marci B	Nurse's Aide PT	4,359.50
Cole, Bobbie Jo	Relief Diet Aide	460.80
Cope, Claudia C	Registered Nurse	16,724.03
Costa, Anika	Nurse's Aide	36,178.79
Costa, Claudio T	Nurse's Aide PT	992.00
Costa, Eleanor	Nurse's Aide	36,829.58
Costa, William	Custodian	34,208.56
Cox, Kerry A	Registered Nurse PT	3,873.50
Culver, John D	Registered Nurse	68,559.37
Curley, Arlene	Nurse's Aide	35,509.58
Debarros, Adelaine	Nurse's Aide	39,812.26
Debarros, Jose	Diet Aide	28,172.82
Dutra, Ruth	Care Plan Coordinator	57,271.32
Gonzalez, Antonio	Nurse's Aide	25,785.30
Grosso, Eileen	Nurse's Aide	36,500.25
Guertin, Nancy R	Social Services Work PT (Resigned)	2,254.00
Hayden, Glenn E	Nurse's Aide	24,230.75
Hopkins, Sheila	Registered Nurse	56,965.95
Howard, Linda	Registered Nurse (Resigned)	513.85
Jefferson, Jean	Cook	32,118.35
Leoncyk, Walter	Diet Aide/Cook	28,218.70
Mahoney, Kathy	Nurse's Aide PT (Resigned)	960.00
Maroon, Joseph A	Custodian	35,504.56
Martin, Claudia	Laundry Aide	25,327.70
Martin, Dennis	Nurse's Aide	45,919.11
Martin, Joseph L	Cook	34,348.62
McClure, Marcia	Laundry Aide	29,441.55
McGloin, Margaret M	Business Office Coordinator	27,799.69
McGuire, Mary T	Registered Nurse PT	3,788.00
Michaels, Robert B	Nurse's Aide (Resigned)	26,925.61
Myers, Randi	Nurse's Aide	16,235.73

Employee Name	Position	Annual Earnings
Neto, Moises B	Nurse's Aide (Resigned)	1,356.00
Occeant, Dieulene	Housekeeping Aide	21,289.20
Occeant, Jean L	Nurse's Aide	36,037.14
Owens, David E	Relief Diet Aide (Resigned)	818.34
Patrick, Christine	L.P.N. PT	8,557.50
Peckowitz, Michael J	Diet Aide	20,596.72
Perrone, John P	Registered Nurse	48,142.99
Phipps, Constentine	Diet Aide	33,670.16
Pushkin, Joseph	Registered Nurse	51,501.83
Rice, Rella	Registered Nurse PT	21,212.00
Robinson, Isabelle	Nurse's Aide	27,828.36
Rodrigues, John Paul	Registered Nurse	76,816.08
Rozza, Jackie	Registered Nurse	61,989.44
Santos, Alice	Registered Nurse PT	61,598.53
Santos, Cynthia	Laundry Aide	34,428.64
Santos, Patrick	Diet Aide	33,526.81
Scherer, Adriana M	Nurses Aide PT (Temporary)	2,880.00
Senanian, Joyce	Nurses Aide PT	18,718.00
Shea, Brian O	Nurse's Aide	36,822.03
Sinclair, Eloise	Nurse's Aide	35,030.69
Stowman, Horace E	Relief Cook (Resigned)	3,908.56
Swift, Richard D	Nurses Aide PT	8,250.54
Tarvers, Nancy	Registered Nurse	25,100.50
Thomas, Heath J	Relief Diet Aide	28,038.40
Thomas, Karen A	Activities Director	40,278.40
Thomas, Robert J	Registered Nurse (Resigned)	7,846.00
Walker, Santricia	Nurse's Aide	39,818.78
Wilhoite, Daena	Nurse's Aide	14,448.45
Woods, Judy	Nurse's Aide PT	13,937.70
Ximines, Violet	Nurse's Aide	25,272.46
COA DEPARTMENT		
Carrano, Valerie	Human Serv/Public Health/COA Director	48,145.98
Deyo, Norma	MOW/COA Cook	6,011.20
Henneberry, Robert	On-Call Van Driver	1,549.00
Hottle, Christeny A	Outreach Coordinator	26,288.28
Hurst, Maureen	Administrative Assistant II	26,744.44
Leighton, Tanya	On-Call Secretary	8,196.21
Saunders, Pauline	On-Call Secretary	4,729.94
Wojtalak, Dennis	Van Driver/Aide	30,080.40
VETERAN'S AGENT		
Chaddock, Earle H	Veteran's Agent	11,799.58

Employee Name	Position	Annual Earnings
LIBRARY DEPARTMENT		
Aull, Andrew	Circulation Aide/On Call	6,243.26
Dejonker-Berry, Debra A	Library Director	53,041.04
Gibbs-Brady, Irene	Children's Circulation/Secretary	35,195.74
Hyams, Martha J	Circulation Aide/On Call	3,237.41
Jarrett, Jeanne	Circulation Aide/On Call	2,587.14
MacDonald, Karen	Library Operations Director	38,721.02
Maher, Diana	On-Call Secretary	1,452.93
Quinn, Elaine	Tech Asst	17,940.66
Sirvent, Nancy	Circulation Aide/On Call	5,266.30
Smith, Mary B	Circulation Aide/On Call	2,101.43
Watts, Linton C	Circulation Aide/On Call	870.25
RECREATION DEPARTMENT		
Clark, Dennis J	Recreation Director	43,125.94
Courtney, Matthew	Summer Recreation Leader	3,503.68
Crowther, Daniel P	Summer Recreation Leader	3,423.61
Jraige, Panayiota	Summer Recreation Leader	3,614.37
Labree, Kimberly	Summer Recreation Leader	3,431.68
Machado, Brandon J	Summer Recreation Leader	3,403.28
Roderick, Justine	Summer Recreation Leader	3,573.04
Roderick, Tracy D	Assistant Recreation Director	27,340.68
Rosenkamoff, Stefan A	Summer Recreation Leader	3,423.61
Weber, Tasha	Summer Recreation Leader	3,931.88
White, Mallory H	Summer Recreation Leader	3,303.44
HERITAGE MUSEUM		
Fanning, Dale	Administrative Director	6,200.00
TOURISM		
Fitzpatrick, Patricia E	Tourism Director	47,351.98

Public Safety

Fishing Boats in Provincetown Harbor.

Generations in Provincetown have made their living from the sea. While the fishing fleet is greatly diminished from it's heyday in the mid-nineteenth century, it remains an important aspect of the community.

Provincetown Community: Seafaring Heritage

Department of Community Development

Many improvements were made to the Department of Community Development in 2004 and we are very optimistic about continuing to make even more improvements in the coming year.

Revenues from the Department of Community Development in 2004 were as follows:

Permitting process:	158,495.00
Health Inspections:	30,045.00
Conservation:	400.00
Licensing:	182,610.00
2004 Total Revenues:	**$371,550.00**

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).

The *a priori* goals of the Regulatory Management Division are to serve Provincetown's citizens, businesses and visitors by providing a clear understanding of all applicable codes and by-laws and to clearly, fairly and consistently enforce them.

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 compliance. This can result in incident reports and correspondence, including cease and desist orders.

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. It is estimated that the Department of Community Development conducts 6,000 inspections annually.

Health Department

Throughout 2004 the Health Department implemented high priority objectives such as improving public and environmental health, food service establishment inspections, household hazardous waste collections, food handler training, rabies/disease surveillance, reporting and education, Homeland Security infectious disease monitoring plan and locating a mass inoculation dispensing site. A total of 414 inspections were conducted at restaurants, guest houses, inns, lodging houses, motels, retail stores, stables, hot tub and swimming pool areas, body art establishments and massage businesses.

The number of commercial and residential permits issued by the Health Department, which generated revenue for the town in 2004, totaled 264. Other incidents requiring investigation and follow up are as follows: Animal bites investigated amounted to 18, rabies surveillance totaled 2, both were found to be negative, actions taken to close beaches amounted to 23 beach closures and communicable diseases reported totaled 24.

Licensing

The Licensing Department has a full time Licensing Agent on duty daily to serve Provincetown's businesses. A total of 992 licenses were issued in 2004. Licenses were issued in 5 general categories: alcohol sales 58, entertainment 77, lodging 139, food service 58, and miscellaneous business 660.

Planning Division

Planning provides staff support to various boards, commissions and committees including Board of Health, Conservation Commission, Historical Commission, Historic District Commission, Licensing Board, Local Comprehensive Plan Implementation Committee, Local Housing Partnership, Planning Board, and Zoning Board of Appeals. Staff also attends the Community Housing Task Force and Community Preservation Committee meetings.

In 2004 the Planning Division focused on issues important to the community including Historic Preservation, Affordable Housing, Growth Management, and Sewer Team participation and Phase II planning.

In the coming year 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 and housing affordability. These topics will be at the top of our planning agenda.

We would like to thank all of the citizens of Provincetown for their interest and cooperation and especially those citizens who take time out of their lives to

serve on town boards, commissions and committees. We would also like to thank Warren Alexander for his many years of service as Provincetown's Building Commissioner.

Respectfully submitted,
Douglas Taylor
Building Commissioner

Board of Fire Engineers

This year the Provincetown Fire Department answered approximately 212 calls. Calls for fire and rescue continue to increase every year. Once again, we consider ourselves very fortunate that they were all answered safely. A longer season and more visitors place greater demands on this department.

The tragic events of September 11, 2001 made us all realize that we are the first line of defense during any and all types of disasters. The threat of terrorism continues. Fortunately we have not been called upon lately to investigate suspicious envelopes. We continue to train and we are now aware that our job is much more than fire prevention, protection, suppression, and advanced life support. This is a new and different type of challenge for the fire service. Provincetown is very fortunate to have a group of volunteers who are so dedicated and do their very best to meet this challenge.

On December 17, 2004 we took delivery of new Fire Engine 3. This fire engine was custom built for us by Ferrara Fire Apparatus of Holden, Louisiana and will be housed at the Shank Painter Road Main Fire Station. We are pleased with this new engine and are sure it will serve the town for at least the next twenty years. This is only the third new fire engine that the Town of Provincetown has purchased since 1976.

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 to start replacing trucks. This caused us to fall behind on our replacement program and now we are in the process of catching up. The Rescue Squad purchases all of their own 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.

We took delivery on July 1, 2004 of a new Car 1. The old Car 1 was a 1992 Ford Explorer and was in very poor condition. We are requesting that Engine 194 be approved for replacement in fiscal year 2006. Engine 194 is a 1980 Mack 1000 gallon per minute engine and is in need of replacement. This is the last truck in our fleet that needs to be replaced.

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 an incident. To date our system works well. Our members give a great deal of their time for little or no compensation. This is a very dangerous business and all they ask for is the proper equipment to protect both the fire volunteers and the citizens of Provincetown is essential. We are thankful for everyone's support of this department.

The Firemen's Association raises money to make improvements around the station, purchase equipment, maintain the Franklin J. Oliver Scholarship Fund, and for other projects as needed. We are still in the process of having our 1936 American LaFrance fire engine completely restored. This is the oldest motorized piece of fire apparatus that we managed to retain. When the restoration work on this vehicle is completed and displayed, everyone will be able to enjoy this beautiful classic.

We continue to plan for the future and are always looking for better ways to serve the citizens of Provincetown. 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, and 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 Fire Department Secretary Joyce Mathews, I just couldn't do this job without her.

Respectfully submitted,
Mike Trovato
Fire Chief

Provincetown Fire Department 2004

Michael S. Trovato, Fire Chief
Warren G. Alexander, Deputy Chief
Russell V. Zawaduk, District Chief #1
James J. Roderick Jr., District Chief #2
Gerard L. Menangas, District Chief # 3 & 4
Adam J. Wolf, District Chief #5
Marilyn L. Monks, Rescue Engineer

Engine Company #1
Ronald White, Captain
Vaughn Cabral, Lieutenant
Scott Martin, Steward
Mark Lambrou
Paul Silva
John Reis
David White
John Bumpus
Mark Duarte
Francis Santos
Aubrey Gordon
John C. Branch
Chad Edwards, Junior
Andrew Souza, Junior

Ladder Company #2
E.J. Martinez, Captain
George Felton, Lieutenant
Jamie White, Steward
Glenn White
Carl Sawyer Jr.
Paul Roderick
Roger Green
Thomas Roda
John Browne
Thomas Steele
Justin White
Alan Felton
Jeremy Felton
Evan White, Junior
Elias J. Martinez III, Junior

Engine Company #3
Craig Martin, Captain
James Meads Jr., Lieutenant
Scott Enos, Steward
Jon Watson
Joel Macara
Rosemary Henrique
Michael Smith
James Richmond
Michael Turner
Travis Costa
Adrian Peters

Engine Company #4
Larry Flores, Captain
Jeffrey Perry, Lieutenant
David Gonsalves, Steward
Tim Caldwell
Rachel Peters
Brian Alexander
Michael Benjamin
Betina Johnson
Joshua Peters, Junior

Engine Company #5
Roger Martin, Captain
Lorne Russell, Lieutenant
Marcia Basine, Steward
Michael Coelho
Chris Enos
Jeffrey Notaro
Daniel Notaro
David Roach
Michael Coelho Jr.
Jonathan Sinaiko

Rescue Squad

Marilyn Monks, Rescue Engineer	Paramedic
Thomas Roda, Captain	Paramedic
Justin White, Lieutenant	Paramedic
Julie Cataldo, Steward	Paramedic
Adam Wolf	Paramedic
Joel Macara	Paramedic
Daniel Notaro	Paramedic
Kenneth Oxtoby	Paramedic
Laurie Harding	Paramedic
Ronald White	EMT
Michael Coelho	EMT
Lorne Russell	EMT
Glenn Enos	EMT-I
Michael Anderson	EMT
James Golden	EMT
Rosemary Henrique	EMT
Lynda Trovato	EMT
Thomas Steele	EMT
Mark Duarte	EMT
Marcia Basine	EMT
Alan Felton	EMT
John Chris Branch	EMT
Betina Johnson	EMT
Linda Rego	EMT
Jamie White	EMT
Amy Coelho	EMT
Denise Russell	EMT
Monica Himes	FR

2004 Report of Calls

Fires	**# of calls**		**# of calls**
Structure Fire	7	Arcing/Shorted Electric Equip	20
Vehicle Fire	3	Spill/Leak No Ignition	19
Brush, Grass Fire	3	Excessive Heat	1
Chimney Fire	1	Suspic Envelope/White Powder	1
Cooking Fire	7	Biological Hazard	2
Refuse Fire	5	Lightning Strike	1
Boat/Wharf Fire	1	Oil Burner Malfunction	3
Medflight Standby	1	**Service Calls**	
Hazardous Conditions		Unauthorized burning	4
Motor Vehicle Accident	13	Animal Rescue	3
Power Line Down	16	Water Leaks	4

2004 Report of Calls

Stalled Elevator/People Trapped	5	Bomb Scare, no bomb	1
Good Intent Calls		System Malfunction	43
Smoke/Odor Scare	21	Unintentional False Call	15
Good Intent Calls	5	Mutual Aid Calls	7
False Alarms		**Total Calls**	**212**

PRS Calls Annual Summary 2004 Totals

Abdominal pain	71	Injury Other	29
Allergic reaction	20	Multi-Trauma	11
Altered Loc	18	Nausea/Vomiting	12
Behavioral/Psychiatric	34	Neuro/CNS Injury	1
Bleeding	21	No Complaint	52
Burns	6	Obstructed Airway	4
Cardiac	46	Obstetric/GYN Emergency	4
Cardiac Arrest	10	Overdose	38
Chest pain	44	Pain, Not Otherwise Specific	10
CVA/Stroke/TIA	18	Poisoning	12
Dehydration/Hypovolemia	10	Respiratory	67
Diabetic	22	Seizure	26
Dizziness	20	Sepsis	8
DOA/Obvious Death	1	Syncope	38
Drowning/Near Drowning	2	Other	83
Electrocution	2	No Patient	7
General Illness	29	Patient Assist	9
Hyperthermia/Heat Exposure	3	**Total Calls**	**1120**
Hypothermia/Cold Exposure	4		
Injury, Closed Head	31	**Transport To OCHS**	**17**
Injury, Orthopedic	97	**Transport To CCH**	**650**
Injury, Soft Tissue	200	**Transport by Med-Flight**	**1**

Growth Management Report

This is an executive summary of the annual growth management report to the Board of Selectmen prepared pursuant to Section 6600(3) of the Provincetown Zoning By Law. The complete report and its exhibits are on file in the office of the Town Clerk.

Findings: The Board of Selectmen conducted its annual Growth Management public hearing on January 10, 2005 and unanimously voted "pursuant to the Provincetown Zoning By-laws Section 6600, Growth Limitation Goal Allocations,

to make the 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." Such a finding makes available on the anniversary of the adoption of last year's amendments to the Growth Management by-law (i.e., April 7, 2005) additional allotments in each of three categories of affordable/ community housing, 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).

Water: Average Daily Withdrawal decreases to 829,898 GPDs for 2004; Below DEP-Permitted level of 850,000 GPDs. The Provincetown Water System's average daily withdrawal for Calendar Year 2004 was 829,898 gallons per day (GPDs). This represents a 2.6% decrease from the CY 2003 average of 852,377 GPDs. Moreover, CY 2004's figure is below the system's DEP-permitted level of 850,000 GPDs (with non-compliance at 950,000 GPDs). The total gallons pumped by the Provincetown Water System decreased from 311,117,507 in 2003 to 303,742,524 in 2004—a decrease of 7,374,983 gallons or -2.4%.

Solid Waste: SEMASS Tonnage *Decreased* by 1.2% in FY 2004 (July 1, 2003 – June 30, 2004). Between FY 2003 and FY 2004, solid waste tonnage tipped at SEMASS decreased from 4,631.02 to 4,574.45 tons. This represents a ***decrease*** of 55.57 tons, or –1.2%. Moreover, for the first five months of FY 2005 (July through November), tonnage tipped at SEMASS ***declined*** by 114.01 tons, for a decrease of 4.4% compared to same period in FY 2004. While the Town has 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.

Board of Health

In 2004 the Board of Health once again worked closely in collaboration with the Department of Public Works, the Water and Sewer Board, and the Town's Sewer Team in the approval process to evaluate properties and make recommendations based on our criteria for properties wishing to hook-up to the town's municipal sewer system during Phase I. It often remains a very complicated process, but the sincere desire on the part of each of these entities to do what is best for the Town of Provincetown continues to make the experience a very worthwhile and rewarding one.

In addition, much of the Board's work continues to center on assisting both commercial and residential properties in repairing existing on-site septic systems and/or soil absorption systems – either for upgrades to current Title 5 systems or for quick fixes until approved properties could hook-up to the town's municipal sewer system.

The Board continues to be grateful for our refined and expanded set of Harbor Beach Water Sampling Areas. The increase in both frequency and the number of locations (18) at which harbor water quality tests were performed continues to safeguard the health of our citizens and visitors. 2004 saw an unprecedented 23 beach closings, up from 9 in 2002, due mostly to the facts that Provincetown has a total of 25 outfall pipes along the harbor and a harbor-front density ratio of 17.8 houses per acre. The extent of the contributing factors of dog and bird fecal matter to these closings is still being analyzed. Our goal continues to be to keep our harbor waters as safe as possible for residents and visitors alike.

The Board also continued its efforts to update our regulations and bring them in line with most other towns on the Cape. In May, we amended our Nuisance Regulations for greater clarification and addressed specific nuisances, sources of filth, and causes of sickness within Provincetown that may be injurious to public health. And in December, we amended our Title 5 Supplemental Regulations to address grease trap issues and create a greater degree of environmental protection for the fragile environment of Provincetown. This last revision also clarified definitions such as "bedroom" and created new regulations regarding real estate transfers and the criteria for failure of septic systems, including cesspools.

As Chair, I would like to extend the Board of Health's sincere gratitude to our town's Health Agent, Jane Evans, and our Health Inspector, Patricia Pajaron, whose collective knowledge and experience continues to be of utmost importance to the Board and the Department of Community Development, as well as Recording Secretary Evelyn Gaudiano for her excellent minute-taking and terrific support. Many thanks also to former Board members David McLean and Cynthia Gast who stepped down in 2004 after many countless hours of service. To Vice Chair Duane Gregory, Clerk Ken Janson and Member Dan Brown, my gratitude for their continued valuable contributions and service. In closing, I would like to thank the citizens of Provincetown for their patience, understanding, and input to the Board of Health. You continue to help us make Provincetown a better and healthier place for all to enjoy.

Respectfully submitted,
Mark W. Baker
Chair

Director of Public Health

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, and annual health fair coordination.

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 487-7083.

The Department of Public Health continues to serve as the vaccine depot for town distribution to schools, the Cape End Manor, 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), Cape Cod Human Services, Veterans Assistance, the Town's Domestic Violence Intervention Program, 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 and daycare resources are services provided through the trust and Cape Cod Children's Place at the new Provincetown Family Resource Center located at the Grace Gouveia Building.

The Director also serves as a member of the Working Group Against Hate Crimes, the Domestic Violence Intervention Program, the Community Oriented Policing Program, the Human Rights Resolution Working Group, Local Emergency Planning Committee, Hazard Mitigation Team and serves as Employee Assistance Program (EAP) liaison.

In collaboration 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 of Public Health 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. The grant provides a program coordinator and services that included: home health aides, training and supervision of homemakers, homemaking services, and counseling for caregivers.

Respectfully submitted
Valerie A. Carrano, BS, MPH, GHT
Director

Licensing Board

In 2004 the Licensing Board forwarded its mission to assist local businesses, while at the same time assuring they abided by the applicable rules and regulations, which lead to a peaceful and prosperous community.

The Licensing Board was saddened to lose a very valued member, Keith Brickel, who devoted years of valuable service to the Board. We were happy, however, to welcome Irene Rabinowitz and Cass Benson as full members. Collectively, Irene and Cass have spent considerable time familiarizing themselves with the applicable state and local rules that apply to the numerous license holders. Other current Board members include: Hunter O'Hanian, Chairman; Nick Robertson, Vice-Chairman and Clerk; and John Foley. As the year ended, the Board still had two alternate member openings.

The Board held 29 meetings in 2004 and continues to remain flexible in addressing the needs and concerns of the public. The Board, with the assistance of Licensing Agent Elizabeth Hartsgrove and Licensing Agent Assistant David McLean-Perkins processed over 900 licenses. Revenue to the Town through the licensing process amounted to approximately $194,987.63.

Licenses Approved by the Licensing Board

Alcohol – 61 Licenses	Parking Lot – 19 Licenses
Art Gallery – 11 Licenses	Pedicab – 3 Licenses
Auto Sales – 2 Licenses	Pedicab Operator – 10 Licenses
Common Carrier – 2 Licenses	Special Entertainment – 37 Licenses
Common Victualler – 62 Licenses	Special Liquor – 9 Licenses
Entertainment – 80 Licenses	Special Parking Lot – 2 Licenses
Fortune Teller – 5 Licenses	Stables – 2 Licenses
Inn Holder – 15 Licenses	Taxi Cabs – 10 Licenses
Lodging – 65 Licenses	Taxi Operators – 59 Licenses
Outdoor Artist – 4 Licenses	Transient Vendor – 24 Licenses

Licenses Processed Through the Department but not Approved by the Board

Camps Cabins and Motels – 42 Licenses
Corporation Retail or Year Round Retail – 220 Certificates
Food Service Permits – 181 Permits

Our focus for 2005 will be to update the Board's Rules and Regulations, to provide more staff service to the community, to continue to streamline the process where possible, to work with other Boards on issues of mutual concern, to address business and community concerns and to continue to remain flexible. This 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,
Hunter O'Hanian
Chair

Marine Superintendent

2004 was destined to be one of the best for our Harbormasters with the new Pier in operation and a well-experienced leader in Marine Superintendent Chris Flavell. The working relationship with Pier Manager Rex McKinsey and the Pier Corporation was well on its way toward enhancing service. Most exciting was the arrival of "Marine 1", a 26' Patrol Boat built in Florida specifically for us with a tow bitt and other necessary accessories.

Sadly, Marine Superintendent Chris Flavell had to leave the job in August for personal reasons. His successor was in place for a month and then left. As a result, it was determined that the Marine Superintendent duties would be assigned to the Chief of Police for an interim period. With the part-time Assistant Harbormasters Marty Huey, Warren Costa, Bob Fiset, Don Fiset, Maurice Worth and Luis Ribas, as well as full-time Assistant Harbormaster Duane Steele, the tasks needed to be done were handled efficiently.

One major accomplishment in 2004 was the mapping of the mooring field by Luis Ribas. An expert in GPS, Luis set up a chart record of each mooring, a project long in the works.

We continue to serve the needs of our regular customers in our fishing fleet. Ice is one of the necessary aspects of fishing and our team has been very supportive to insure that the fishermen get what is needed to protect their catch. Security has been enhanced with routine patrols from both the Harbormaster office as well as the Police Department. Several boats in danger of sinking at the docks were quickly identified and owners or captains contacted to take corrective action.

Statistics of interest in 2004 include:

459 mooring permits generated $46,437.50 in fees.

- Harbormasters pumped 5,436 gallons of effluent from 167 boats.
- 5 citations were issued for by-law or safety violations:

1 jet ski violation

- 1 courtesy float violation
- 1 fuel spill violation
- 1 diving without a flag
- 1 personal flotation device violation

- There were 9 search and rescue missions (including towing disabled boats and recovering boats that broke free of their moorings)

We look forward to even more cooperative ventures with the Pier Corporation, thanks to the leadership of Pier Manager Rex McKinsey. Thanks also go to the DPW crew, under the guidance of Public Works Director David Guertin, who have worked to enhance the life of the Pier by making repairs quickly as needed.

Chris Fiset has filled in during the weekends and other times in 2004 when needed. Chris has been instrumental in cleaning up the Harbormaster quarters, doing clerical backup work and generally making the operation run more smoothly.

We are also grateful for the support and cooperation of the many businesses using the Pier including but not limited to our Ferry companies, the Whydah Museum who helped us with boat docking locations, and the whaleboats. Thanks also to the PBG and David Flowers Productions for working with us to provide a great venue for entertainment with minimal disruption to the overall operation of the pier. The Portuguese Festival and Blessing of the Fleet continue to be favorite shows along with the relatively new Birdman fundraiser event.

Respectfully submitted,
Ted Meyer
Chief of Police/Harbormaster

Parking Administrator

The Parking Department, an adjunct of the Police 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, five off street metered parking lots, one off street combination meter and Permit parking lot and six on street metered parking zones representing approximately 1,200 revenue producing parking spaces. The Department serves thousands of people each season, issuing 2,700 parking permits (2,670 in 2003), 10,238 parking violations (11,400 in 2003) and provides parking for 500,000 lot patrons. There were 495 appeals. During the season the Department employs 23 workers and operates 24 hours a day, 7 days a week.

The Parking Department produced $1,653,690 in tax reducing revenues in 2004, $47,690 more than 2003. Parking lots and meters generated $1,298,859, which is $6,299 less than last season. Breakdown: MPL $817,449, Grace Hall Lot $318,754 and meters $162,655. Permits brought in $161,105 ($161,280 in 2003). We collected an additional $193,726 in parking violations, an increase over 2003. We have seen a shifting in revenues with lower lot receipts being offset by higher meter and permit fees and more aggressive collection procedures. Also, the penalty over 21 days went from $5 to $10.

This year, Don Richards, our long time Parking Administrator, retired and moved to Florida. We wish him well and express our gratitude for an excellent job in serving the parking needs of the Town. His work on the Transportation Committee helped strengthen the shuttle service and he also served on the Regional Transportation Authority Board.

Since Don's departure, Pat Benatti and Deb Gonsalves have jumped in and are handling the day-to-day office activities of the Parking Department. They will work year round, lighter winter schedule, and be responsible for handling tickets, payroll and other necessities. I am very grateful for their help and expertise.

The Department continued its high level of productivity. The new money counting equipment enables us to count the meter revenues in less than half the time. Off-season evening meter officer patrols were increased, extending from Patriot's Day weekend through Women's Week. Safety procedures were upgraded and markings at the MPL and Grace Hall gate areas improved, and installing alarms in all three booths enhanced lot security. The Police provided a surplus patrol car for the lot manager. The Parking Department also worked with the Cape Cod National Seashore to alleviate special event parking shortages by utilizing the Herring Cove Parking lot for the July 4th fireworks.

The Department last year developed several initiatives to increase revenues to help offset the Town and statewide budget crisis. The completion of the town-wide installation of electronic parking meters at the increased rate of $1.00 per hour made a difference in accurate income yields. The meters paid for themselves in less than a year. Higher permit fees have increased permit revenues. We continue tagging overdue violators for non-renewal at the registry. This results in added surcharges and forces the payment of long overdue tickets. This program has been a big contributor to the increase in ticket collections. State legislative approval on a home rule petition to increase our basic parking fines from $15 to $25 went through and this projects to a potential $60,000 per year increase in ticket collections.

The Transportation Team continues studying various policy changes such as time limits at meters, additional resident zones and permit restrictions in our lots aimed at freeing up more high revenue generating spaces and is giving top priority to increasing parking revenues in any reallocation of parking. The Team is also working with the Town in support of a year-round shuttle service on the Outer Cape.

The number of shuttle riders was down this season. It is still the largest shuttle system on the Cape, however, and is considered a national model in partnering between towns, the State Transit Authority, and the National Park Service to solve transportation problems. The Shuttle continues to provide a tremendous

service at a relatively low cost to the Town. Due to the large number of riders and strong fare box receipts, the Town FY2004 assessment for the Shuttle was only $18,408, a 46% decrease from FY2003. An additional route to service Race Point Road and Nelson Avenue via Conwell Street was begun. This route was also extended to cover the Airport. The Town has voted to support grant funding for Plymouth and Brockton Bus Co. (P&B) to provide winter service to Hyannis at 4 trips per day. We are working with the CCRTA, P&B and the Cape Cod National Seashore (CCNS) on an innovative program to provide expanded year round service to Orleans by creating a hybrid system that will integrate the assets of the CCRTA and P&B.

The entire Parking Department is to be commended 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. I look forward to working with this exceptional group of employees in 2005.

The work and responsibilities of the Parking Department in 2004 could not have been carried out without help from the Police Department, Town Hall staff and numerous Town Officials and Boards. I want to thank the Board of Selectmen, Town Manager, Treasurer's Office, Department of Public Works, Transportation Team, Shuttle Committee and Visitor Services Board for their cooperation and support. DPW has been very cooperative in working with Parking to repair and update the lot booths, install and remove street signs as well as handling street line painting. We truly could not get the job done without them.

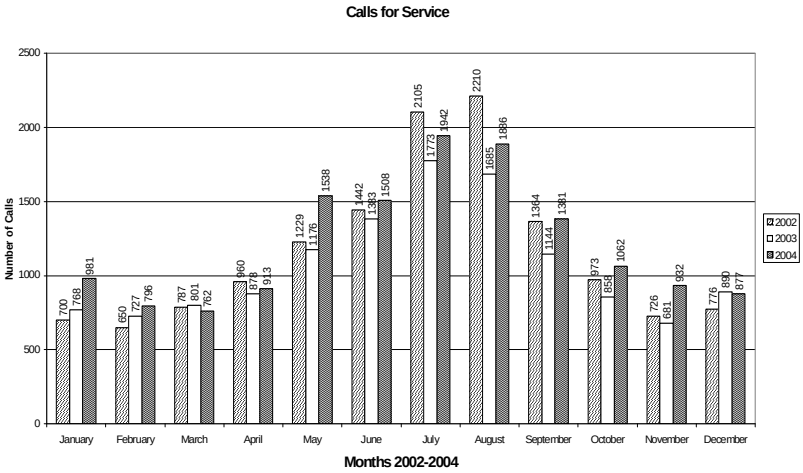
Respectfully submitted,
Ted Meyer
Chief of Police/Parking Administrator

Police Department

Calls for service in 2004 surpassed 200310 out of the 12 months. Total calls through December were 14,582 for a 12% increase over 2003 (12,906). More and more, the Department is called upon to handle an ever-increasing variety of issues.

As I noted last year, in many respects Provincetown, while small in size, encounters 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 4th of July festivities and 30,000 to 60,000 people at any other time during the summer. The importance of having a fully staffed and trained Department cannot be emphasized firmly enough. Each member constantly has

to be prepared for the heaviest, most intense commitment of any Town on the Cape. Any suggestion that the Police Department be measured in terms of crime rate fails to take into consideration the overall aspect of customer service expectations. Our hiring of 16 summer officers and 2 dispatchers results in having front line personnel capable of handling a diverse and active crowd, able to answer numerous questions, keep the peace and do it all courteously and pleasantly. The summer of 2004 was again a banner year for quality summer officers who extended themselves to everyone in the community. Our gratitude is extended to all who worked with us this year.



Special thanks to the State Police for their great showing and support this year both at the exciting May 17th historical event recognizing same-sex marriage as well as at the Carnival Parade where the motorcycle unit proved a popular addition. Sheriff Jim Cummings was especially supportive this year when he sent a large contingent of deputies and equipment to assist with the July 4th parade and fireworks. The communications command post and two prisoner transport vans were of great help.

Personnel who joined us this year as full time officers are Adam Langlois, Paul Joudrey, John Pitro, Matt Covino and Darren King. Denise Russell left her patrol position in Truro to join us as a full time Dispatcher. Doug Allen returned as a stalwart in our Communications Center and we are glad to welcome him back. Monica Himes came aboard not only as summer officer but also later as back up dispatcher. Mary Gibney also joined our Dispatch staff, bringing a wealth of experience and skill from Hopkinton. Last but not least we welcome two Intermittent Officers, Pete Saker and Kurt Saunders. We lost Officer Jim Roach to Truro and Paul Hamilton to Braintree in large measure due to their improved

financial gains. Dispatcher Scott Baisley left to become a Campus Officer at Taunton State Hospital.

One notable event this year was a favorable ruling by the State Labor Relations Commission removing Sergeants and the Police Chief's Secretary from the same union as the rank and file. This move allows the Town to negotiate separately with the Sergeants as they are brought into the management team, a long-term benefit for both members and the Town. Additional responsibilities also yield enhanced pay. Negotiations with the rank and file should begin shortly and we seek favorable compensation for everyone who produces and makes major contributions here.

Homeland Security is still a consideration in our work and meetings were held with officials in a number of capacities at the state, county and local area. The regional and local planning groups have a lot of material as well as grants for funding programs. Earle Chaddock retired as Emergency Management Coordinator and we thank him for his tremendous contributions. We obtained a grant to fund a laptop, radio for the Airport and AED's for our use. At the County level, the Department received a laptop with wireless technology as well as a new radio. The same equipment went to the Fire Department for hazard mitigation.

The Police Building, an older edifice in need of replacement at some point, continues to serve us adequately. Under the guidance of Staff Sergeant Warren Tobias better space arrangements were configured creating a larger Parking Department office and a new room for interrogations consistent with law on taping interviews. A patrol room more attuned to the work effort of our troops was designed to provide individual report areas for privacy. Each will be equipped with a computer and phone.

The Department continued its commitment to Community Oriented Policing. The working group dealing with hate crimes met to cover the matching grant provided by ADL in association with our earning the "No Place for Hate" designation. The project involving the schools and one other project was required to maintain our certification, and while development of a school program did not materialize, we do intend to promote a community-wide event such as a Diversity Day or other similar effort in 2005. Sgt. Carrie Benjamin and Officer Rachel Peters are committed to the DECIDE and TRIAD programs for the elderly. They met regularly and trained people in safety issues and other topics.

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. The wave of drug abuse is identified as the "party drugs" such as Ecstasy, GHB and Crystal methamphetamnine. These are club drugs and assistance of our business community is needed to maintain control over their illicit use. Discussions with the Airport Commission

clarified the roles and duties of each entity for handling violators coming through TSA checkpoints.

The excess use of alcohol and related behaviors such as driving under the influence continue to be a problem. The licensed premises in Provincetown are very helpful in working with the Police on this troubling problem, with almost all participating in the TIP training program run at the beginning of each season. We received further contributions to the Department's Education and Training Fund, which had seed money from the Adam Rose Foundation. Its purpose is to build a foundation to fund special training for the Department to reduce reliance on budget funding. Our special thanks this year to the Boatslip Resort, Vorelli's Restaurant and Womencraft for their generous contributions to the growth of this important fund.

I want to express my gratitude to our citizens, customers and visitors who so richly stimulate this Town. The feedback from many has been helpful in determining our many courses of action. We are truly thankful for everyone's understanding and support.

I am grateful to every member of this Department for the major contribution they each 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.

I thank my fellow Department heads and their employees for supporting our objectives, their sense of fair play and interaction at all levels. I also want to thank the Town boards of volunteers and am grateful for the considerable support we receive from Town Manager Keith Bergman and the Board of Selectmen.

The Police Department stands ready to work with everyone in the partnership mode that makes Community Oriented Policing the success it is.

Respectfully submitted,
Ted Meyer
Chief of Police

Arrest/Citation/Calls for Service Summary

Arrest Summary		Dog Citations	58
Total Arrests	208	Other Citations (By-Laws)	67
Total I.P. Persons	334	Total Citations Issued	**970**
Total Persons Processed	**542**	**Calls For Service**	
Citation Summary		209A Order/Viol/Service	39
Arrest Citations	98	911 Call/Trace/Abandoned	977
Criminal Citations	58	A & B - Dangerous Weapon	2
Civil Citations	394	Accident/Bike & All Other	24
Warning Citations	295	Aircraft/General	2

Alarm - Commercial	238	Delivery - Message/Item	31
Alarm - Fire	247	Demonstration/Parade	10
Alarm - M/V	6	Disorderly Person	20
Alarm - Residential	105	Disturbance - Family	1
Alcohol/Drug/Mental Health	27	Disturbance - General	39
Ambulance - General	766	Dog Citation Issued	61
Animal Compl/other than dog	123	Dog Complaint/Call	272
Animal Cruelty Complaint	8	Domestic - Assault/Threat	13
Animal Injured/Dead	103	Domestic - Verbal	46
Argument/Verbal Dispute	122	Drinking Minors	0
Arrest/209A Violation	1	Drug Violation/Complaint	42
Arrest/Domestic Assault	15	Elderly Abuse/Neglect/Compl	7
Arrest/General	99	Embezellment	0
Arrest/Juvenile	2	Fight Complaint	161
Arrest/OUI	39	Fire/Boat	1
Arrest/Warrant	54	Fire/Commercial Bldg	10
Assault	6	Fire/Electrical/Utility Pole	14
Assault - Dangerous Weapon	1	Fire/Grass & Brush	6
Assault & Battery	8	Fire/Motor Vehicle	6
Assist Inspections Dept (DRM)	8	Fire/Residential Bldg	21
B & E - Attempt	6	Fire/Vehicle In/Out Service	135
B & E - Residential/Commercial	22	Firearms - General	8
Bank Runs	10	Fireworks Complaint	7
Bike Registrations	0	Forgery & Counterfeiting	0
Bikes/Mini-bikes Complaints	7	Found - Bicycle/Moped	32
Boat - Assistance	17	Found - Property	218
Boat - Complaints	12	Found - Wallet/Purse	98
Boat - Larceny Equipment	0	Fraud	18
Boat - Missing/Stolen	6	Fugitive from Justice	0
Boat - Recovered/Found	2	Gun Shots Complaints	9
Boat - Vandalism	0	Halloween Complaint	0
Bombs/Bomb Threats	1	Harbormaster/General	22
Building Checks	14	Harrassment Complaints	71
Child Neglect/Abuse	6	Hate Crimes	1
Civil Injunction/Service/Violation	1	Hate Incidents	15
Complaint/Customer	36	Hazard Complaints	142
Complaint/Domestic	24	Homeless Person	4
Complaint/General	165	Hunting Violations	0
Complaint/Musicians	16	I.P. Person/Complaints	344
Complaint/Towing Operator	6	Indecent Exp/Nude Bather	5
Court Complaint (non-arrest)	13	Investigation	75
Crowds/Overcrowding	13	Issue B.O.L.O. / A.T.L.	54
Cruiser Equipment Maintenance	81	Juvenile Complaints	29
Cruiser Escort	10	Keep the Peace/Standby	26
Cruiser in Pursuit	5	Kidnapping	0
Cruiser Transport	264	Landlord/Tenant Complaints	36
Damaged Property Complaint	63	Larceny - Attempt	6
Death/Natural	4	Larceny - Less than $250.00	39
Defrauding - Restaurant	2	Larceny - More than $250.00	28

Larceny by Check	2
Licensing Violation	14
Liquor Law Violation	1
Lost & Found Animals	125
Lost & Found Property	281
Lost/Missing Child	23
Lost/Stolen Bicycle/Moped	68
Lost/Stolen License Plates	18
Lost/Stolen Wallet/Purse	135
M/V Abandoned	12
M/V Accident - Major	37
M/V Accident - Minor	206
M/V B & E	1
M/V B & E & L	8
M/V Citation Issued	761
M/V Complaint/Violation	166
M/V Disabled	205
M/V Erratic Operation Compl	55
M/V Hit and Run	69
M/V Illegally Parked	523
M/V Larceny From	3
M/V Left Compound	0
M/V Missing/Misplaced	3
M/V Observance/Assignment	413
M/V Recovered	2
M/V Repossession	5
M/V Stopped by Cruiser	1949
M/V Suspicious	70
M/V Theft/Stolen	8
M/V Tow & Hold (Parking Dept)	22
M/V Towed Police	163
M/V Towed Private (Rod's)	62
M/V Traffic Problem	112
M/V Vandalism	36
Malicious Destruction (Over)	10
Malicious Destruction (Under)	7
Minors with Alcohol	1
Miscellaneous	131
Motorcycle Complaint	6
Murder	1
Mutual Aid/Assist Other Dept's	110
Nat'l Park Service/Rangers	104
Noise Complaints	299
Non-Criminal Citation Issued	89
Notify Fire Department	143
Notify Other Departments	775
Officer Injured	16
Open Door - Business	45
Open Door - Residence	6
Operating After Suspension	1
Person Missing/Overdue	33
Phone Calls - Threat/Prank	38
Possession Dang. Weapon	3
Power Outage	30
Property Check/Request	2241
Property Held/Safekeeping	4
Protective Custody	40
Rape	3
Reassurance Check	220
Request Police Officer	434
Rescue - Call/Request	1162
Rescue - Code 99	8
Robbery	1
Runaway	0
Search Warrant Served	1
Service - Civil/Order/Summons	38
Service Calls	191
Sex Offenses	2
Shoplifting Complaint	17
Soliciting By-Law Report	1
Soliciting Complaint	2
Spiritus Detour	38
Storm Damage/Flooding	3
Suicide/Attempt	8
Suspicious Activity	157
Suspicious Persons	101
Threats	43
Trespass Complaint	66
Vandalism Complaint	34
Violation of Town By-Laws	184
Water Leak Call/Complaint	166
Weapons Violation	0
Wires Arcing/Sparking	43
2004 Total Calls For Service	**14,582**
04 Total E-911 Calls Received	**974**
2003- Total Calls for Service	**12,906**
2003- Total E-911 Calls	**919**

Shellfish Constable

In a letter sent to Marine Fisheries Director Paul Diodati, the Board of Selectmen voted to initiate a dialogue with the Division of Marine Fisheries for the Town to retake control of Town waters from Long Point to Race Point Light from the Commonwealth.

At issue is the method for harvesting Surf Clams. The Commercial Surf Clam has been State regulated since the early eighties. The objective is to restore and augment an area that has been an important habitat. Initially, the area would be closed to all mobile gear out to forty feet. The most destructive form of mobile gear has been the hydraulic dredges that harvest surf clams, destroying the habitat and crippling propagation. Deep budget cuts have affected the presence of law enforcement. If it is closed enforcement is not an issue and the Town could aid in managing and regulating the area while under the State's purview. A regional management plan would need to be developed and approved by the Division of Marie Fisheries.

A management plan and introduction of a more benign type of fishing to the area would allow the ecosystem a chance to heal and replenish. Restoring the marine resources indigenous to the area will ultimately have many benefits including sustaining a healthy fishery.

Police Chief Meyer, myself, and members of the Shellfish Committee met with officials to discuss the proposal. We also met with boat owners and Captains to inform them that any infractions would lead to closing the area. Boat owners are concerned that closing the area would create a domino affect reaching out to other coastal Towns with the same issues and therefore place a hardship on boat owners and their investments.

The marine program at Barnstable County's Cape Cod Cooperative Extension provides us with technical support and resources helping our propagation efforts.

The harvest for last year was 565 buckets of mixed quahogs; 72 buckets of soft shell clams; approximately 50 buckets of mussels and 90 bushels of surf clams.
Respectfully submitted,
Tony Jackett
Shellfish Constable

Human Services

Valentine's Day Luncheon at the Council On Aging's Cafe Gouveia.

Frances Raymond (at right) holding the Boston Post Cane, presented to her as Provincetown's oldest citizen. Since 1909, Town officials have placed the cane in the care and custody of the Town's oldest citizen.

Frances Raymond

Provincetown Community: Senior Population

Cape End Manor Administrator

The Cape End Manor Nursing Home is an integral part of Provincetown's history and provides a pathway for expanding services into the future. The values of Provincetown demonstrate a strong commitment to services and meeting the needs of citizens. These values require a financial commitment that at times seems daunting.

The leadership of our Board of Directors, Board of Selectmen, Town Manager and the support of our staff and residents have provided Provincetown with an opportunity to minimize fiscal distress and enhance human services for our elderly. Once again the Town is choosing to demonstrate their core value statement: "We take care of our own."

Our goal is to assure that skilled nursing services continue to be provided through privatization of the Cape End Manor Nursing Home.

Providing these services close to home is the most significant reason for assuring such services continue. Visitation enhances quality of life and promotes quality care. Staying connected to family, friends, and community diminishes loneliness, boredom, and provides the comfort that comes from a sense of belonging.

Town Meeting, April 2005, will be voting on the strategy to privatize our existing facility which will continue to offer skilled nursing care and will include assisted living, independent living, and outpatient rehabilitation services. 22% (i.e. 19 units) of the assisted and independent living units qualify as affordable housing for individuals 62 years and older.

Our staff represents the key success factor in providing quality care and we continue to have the lowest staff vacancy rate on Cape Cod. We continue to have successful Massachusetts Department of Health annual surveys that document the quality of the Cape End Manor Nursing Home as far above average and in fact we remain in the top 3% of our nation's greater than 16,000 facilities.

The challenge for FY 2005 has been the loss of our average daily census from 48 residents per day to 38 residents per day. This 25% decrease is attributed in part to the overall decrease in the Cape Cod census and throughout New England. Our census decline, however, has been much greater than most other facilities. We have seen a sharp decline in the ability to attract residents requiring long

term care, possibly because of the uncertainty as inferred in the press as well as our continued inability to compete due to facility limitations and our lack of Outpatient Rehabilitation services.

To accommodate the loss of revenue associated with this low census has required us to reduce our expenses, including implementing a series of work reduction initiatives and efforts to reduce non-wage expenses. Since January 2004, we have implemented four work reduction plans and will be implementing our fifth work reduction effective April 2005. The Union has continued to work closely with management to achieve the required reduction while trying to minimize the impact on staff. The Union has consistently supported not only our financial initiatives but also has remained directly involved in our strategy for transition to privatization.

The Move Toward Privatization

The challenges along the way included the search for land to site the care campus. The agreement between the Town of Provincetown and the Roman Catholic Bishop of Fall River through Bishop Coleman and the support for the land exchange energized the solution development process.

Without land, we could not have taken the final step of issuing a Request for Proposal (RFP) for Transfer of the Cape End Manor land, license, and Determination of Need. We thank the School Board for their support in working with the Town related to the parking in the High School area related to the land exchange.

Development of the Request for Proposal (RFP) was initiated shortly after last year's April 2004 Town Meeting. The RFP was issued on October 13, 2004 and opened on December 10, 2004. Although there were four expressions of interest, only one organization actually submitted a response, New England Deaconess Association. Because there was only one response, we've been able to focus on the recommendation process versus selecting one organization among others. The process of formulating recommendations continues and will be considered through the Town Meeting of April 2005.

We are currently considering suspending the license of up to 19 of our current licensed beds. This would permit us to create an Outpatient Rehabilitation Program as soon as this Spring. Our licensed capacity will remain at 60 beds but our operating license will be for 41 beds. The existing modular unit in our front yard will need to be removed for future construction. Our offices will need to be moved back into the facility.

We successfully facilitated legislation giving us access to **IGT** (**I**nter**g**overnmental **T**ransfer or Medicaid Supplemental Payment) funds, allowing us to be paid at a

greater amount per day for each Medicaid resident. This resulted in $645,000 to the Town for Fiscal Year 2005 that helped make up the loss of revenue due to our 25% census loss. Without these funds, our deficits would have exceeded any previous deficits.

The most critical next step is to achieve the Town Meeting votes required to pass the articles related to creating the care campus and provide services for generations to come. We are preparing for a transition to Interim Management by New England Deaconess Association, effective July 1, 2005. They will be responsible for the management of the currently town-owned facility.

New England Deaconess Association will assume ownership July 1, 2006. They will build phase one by July 1, 2007. Phase one will include 41 Skilled Nursing beds, 31 Assisted Living Units and 22 Independent Living Units as well as the Outpatient Rehabilitation program. The existing nursing home residents will then move to the new skilled nursing facility.

Phase two of the proposal will be completed by July 1, 2008. This phase includes removal of the current facility and the construction of the last 33 Independent Living Units and parking area.

We thank you for your support. We request that you vote to support this great opportunity to not only continue services but grow them in a way that expands our continuum of services for our community.

Respectfully submitted,

Eileen Thomas
Administrator

Dennis E. Anderson
CEO

Cape End Manor Board of Directors

It is with pleasure that I submit the annual report of the Cape End Manor Board of Directors. In 2004 there were many positive developments towards the creation of a new Cape End Care Campus here in Provincetown. The Town has an agreement with the Bishop Coleman of the Diocese of Fall River to acquire a parcel of land next to the present Manor in exchange for parking spaces behind the St. Peter's property. A vote to approve this agreement will occur at the Annual Town meeting in April. On December 10, 2004 a proposal was received from New England Deaconess Association to develop a Cape End Care Campus that will include 4l Skilled Care Nursing Beds, 55 Independent Living Apartments

and 31 Assisted Living Apartments. Nine of the independent living apartments and 10 of the assisted Living apartments would be deed-restricted as affordable units for people 62 and older. There will also be in-patient and outpatient rehabilitation services provided.

The Cape End Manor will be receiving $645,078.23 from the Intergovernmental Transfer Account. This agreement between the Commonwealth of Massachusetts Executive Office of Health and Human Services and the Cape End Manor will provide IGT funds (money obtained through the Massachusetts settlement with the Tobacco Industry) that the Manor has been trying to secure for several years. We especially wish to thank Town Manager Keith Bergman, CEO/DN Dennis Anderson, Administrator Eileen Thomas, Senator Robert O'Leary, Representative Shirley Gomes, and Senator Edward M. Kennedy and his staff for their untiring assistance in securing this money for the Cape End Manor.

Entertainment for the residents was provided in 2004 by Sandy and Friends every Tuesday, Lucy Perry and her Sunday Sing-a-long, and by Bob Dutra, Paul Ashley, Mike Fijol, Ron Jenner, Laurie Robbins, Steve Topper, Char Priolo, and the Provincetown High School Band. Members of St. Mary's and St. Peter's church conducted religious services weekly.

The Cape End Manor Happy Holiday Store was a special event this year, conceived by Cindy Gast and Michelle Couture. Community businesses, retailers, and crafts people donated items from their shops so that the residents could actually do their Christmas shopping right from the Cape End Manor. The residents couldn't get to the stores to shop so the stores came to them. Residents earned Manor Money (fake currency) by doing good deeds such as visiting and helping other residents, and participating in activities. The staff and Elves helped them do their shopping and then the Elves gift-wrapped their purchases. The residents truly enjoyed this event and had a lot of fun shopping.

The Winter Memories Social with Hot Chocolate and Graham Crackers was a popular event, as well as the Ice Cream Sundae Socials. Other notable events the residents enjoyed included: the Children's Halloween Costume Parade, the Resident Yankee Swap, the Provincetown Business Guild Christmas Dinner, Mother's Day Appreciation, Father's Day Appreciation, Wreath Making with Bruce, Painting with Denny, Pet Visits by Christine and Eddie the Dog, and the May Wedding of Dr. Cheryl and Jen.

Thank you to all the volunteers, family, friends, neighbors and children who come to visit. Special thanks to all in the Community who donated items to the residents and to the Manor.

We would like to take this opportunity to thank Town Manager Keith Bergman, the Board of Selectmen, CEO/DNS Dennis Anderson, Administrator Eileen Thomas, and the staff of the Cape End Manor for their deep devotion and dedication to the our Manor residents.

Respectfully submitted,

Marilyn J. Downey

Chair

Council on Aging Board of Directors

This report summarizes the 2004 activities of the Board, the Friends of the Council on Aging and the SALT (Seniors and Law Enforcement Together) Council. The COA Board Members were: Florence Alexander, Anita Berman, Gerry Brennan, the Rev. Gregory Howe, Dr. Brunetta Wolfman with alternate Kay Vogt. The Friends Board consisted of Marge Perry, President, Diane Corbo, Vice President, Vernon Wilson, Treasurer, Gladys Johnstone, Joan Lenane and Bob Henneberry. The SALT Council was chaired by Rev. Gregory Howe. COA Director Valerie Carrano provided staff support and liaison with the Town administration.

The 2004 Board Goals were:

1. *To make elected and administrative Town officials aware of the needs of the Town's elderly, to make them aware of the "quality of life" issues which affect the elderly and to solicit suggestions from town officials for programs and activities which will enhance the lives of the elderly.* The Board communicated with the Board of Selectmen through letters, presentations at Public Forums, BOS meetings and a scheduled meeting with the Board in July. The Board was represented on the Community Visioning exercises during the first half of the year and participated in the School District Visioning as well. Mark LaTour, Community Development Deputy Director, met with the Board for a discussion of affordable housing. For the third consecutive year, the Board sponsored a Town Meeting Preview March 26 to focus on the major issues on the agenda for Town Meeting: Cape End Manor; Community Preservation Act; Property Tax; Adult Entertainment; Affordable Housing. Florence Alexander and the Board presented the Boston Post Cane to Frances Raymond, oldest registered voter, on her 99th birthday. The Board continued discussions with the Chief of Police on dangerous street corners and hazardous pedestrian ways and informed the Board of Selectmen of our support of a flexible bus system serving our region and enabling seniors to have access to the Hyannis area and towns in between.

The Provincetown SALT Council, the local expression of the Cape-wide TRIAD initiative of the Sheriff's Office and the District Attorney, is a joint program of the

COA and Provincetown Police Department to help make Seniors more safe and secure in their homes and their lives. During the year, we worked with local stores to make the Emergency Beacon bulbs available, and through gifts from supporters such as the Friends of the COA, the Provincetown Canteen, and the Provincetown Police Association, the COA has a supply for distribution to Seniors who cannot afford them. Through the generosity of the Provincetown Police and the Sheriff's Office, free emergency cell phones are available to Seniors through the COA. Two Provincetown Police officers were permitted to take special training to be able to offer the nation-wide DECIDE program: a practical course in home and personal safety. A successful program was offered in November at the COA, and future presentations are being negotiated for 2005. Expanded membership means expanded programs in service to Seniors; applications for SALT Council membership should be made to the Provincetown Police Department.

2. To encourage a coordinated town wide approach to the recruitment of volunteers, especially those over 59, to serve agencies and programs. The Board conducted a study of the issue and developed a format which was presented to the Town for review and consideration.

3. To develop means to contact new elderly residents and voters who are not COA participants to inform them of available services and programs and to recruit additional volunteers. The Board obtained the approval of the Board of Selectmen to place COA brochures in the offices of the Town Clerk, the Treasurer and the Parking Administration. The Board also participated in the Yearrounders Festival and the Fourth of July Parade to promote the COA programs. The Board members and the Friends used the COA newsletter and local press to promote activities along with word of mouth promotion.

4. To make the Senior Center pleasant and accessible for the elderly and handicapped and to review Senior programs and change as needed. The Board members took responsibility for different programs: Florence Alexander for Bingo and the Friends Bake Sales; Gerry Brennan for painting classes and art exhibitions; Gregory Howe for SALT, DECIDE, REACH; Brunetta Wolfman for Book Talk and Cooking at the COA. The Board attempted to gain the cooperation of the Department of Public Works to improve the exterior and interior of the Grace Gouveia Building and the parking area around the building; the Board unanimously supported the DPW Director requesting a sewer hook-up. The Beautification Committee presented a bench which was installed on the Alden Street side of the building. Interior improvements financed by the Friends of the COA at no cost to the town include repair of the stove in the kitchen and new cushions and curtains in Room 10. The Friends raises funds through an Annual Appeal, twice yearly bake sales, sales of cookbooks and photo cards, memorial and occasional gifts. In 2004, the Friends raised a total of $9,800. The third Friends Cookbook

was edited and produced under the leadership of Diane Corbo and it is being sold to benefit classes and programs at the Senior Center.

5. To get the approval of the Board of Selectmen and Town Meeting to increase the Senior Tax Rebate from the current $500 to $750. The Board appeared before the Board of Selectmen in July and discussed the COA Board Goals and made a special appeal on the Tax Rebate increase. The Selectmen endorsed the proposal which did not have to go to Town Meeting since the original vote covered any increases. The Board informed Seniors through its available publicity channels, to the delight of Senior Tax Volunteers.

Respectfully submitted,
Brunetta Wolfman
Chair

Council on Aging Director

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 2004, the COA offered over 100 programs in the following categories: Senior Education and Fitness; Health, Nutrition and Disease Prevention; Community Resource (a chore service); 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. Some of the new programs this year were the Senior Chorus, Provincetown Oral History, Poetry Reading, Bridge Classes, Poker, Quilting and our Mobile Library Program in cooperation with the Provincetown Library.

The COA also provides a complete 5-day transportation program with door-to-door services, providing over 2,600 rides this year. This year our Tuesday transportation service to Orleans was extended to include Harwich for medical appointments at the Fontaine Medical Center and Ellen Jones Dental Clinic.

Our Elder Services Nutrition Program (Meals on Wheels) provided 4,000 home delivered meals (by town volunteers) and 900 congregate meals. Other hot meal programs; Gourmet Cooking Classes, special luncheon programs and summer barbecues combined served over 400 meals.

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.

The Provincetown SALT Council (Senior and Law Enforcement Together) continues their dedicated work in crime prevention and safety. This year in cooperation with the Provincetown Police Department and COA, the SALT Council offered the DECIDE (Developing Elders Choices in Defensive Education) Program. This 12-hour nationwide program was designed to teach seniors the tools they need to reduce their chances of becoming victims of a crime and ensure their safety at home and in public.

During 2004, the COA received over $16,000.00 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, to support our chore service program that helps low income seniors maintain their independence at home and to fund the caregiver respite program which provided temporary relief for caregivers in our community.

This year the Senior Citizen Real Estate Tax Abatement Program celebrated its ninth year. In 1995, Provincetown became the first town on Cape Cod to vote in favor of this program. In 2004, the COA successfully placed 21 seniors to work in town departments. In August, the COA Board was successful in its request to the Board of Selectmen to increase the amount of the Senior Tax Abatement Program from $500 to $750. For 111 hours of work seniors age 60+ can now receive a $750 credit on their real estate taxes.

I wish to express my sincere appreciation for the hard work and kindness shown to our seniors by our Outreach Coordinator, Chris Hottle, and also 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, COA van driver, Gladys Johnstone, COA Nutrition Assistant and senior aide Tanya Leighton for their hard work and dedication. Many thanks to Polly Saunders, Bunny Howe and Dot Sanderson. My sincere thanks to COA Board members: Chairman Brunetta Wolfman, Anita Berman, Rev. Gregory Howe, Geraldine Brennan and Florence Alexander; COA Friends Board members: Marge

Perry, Diane Corbo, Vern Wilson, Joan Lenane, Bob Henneberry; and COA volunteers Raymond Sawyer and Al Pike.

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.

Over 700 seniors 60+ years of age and over 800 citizens under 60 have used the COA services this year.

In 2004, the Boston Post Cane was presented to Frances Raymond as Provincetown's oldest registered voter and Burnetta Wolfman was honored as Senior Citizen of the Year. Congratulations to them both.
Respectfully submitted,
Valerie A. Carrano, BS, MPH, GHT
Director

Disability Commission

In 2004 the Disability Commission conducted an assessment of handicapped parking availability along Commercial Street and the downtown business district, and worked with town officials to develop a plan to accommodate the parking needs of Town Hall disabled employees. The Commission continues to work on the issue of crosswalk safety to ensure that all crosswalks are safe for everyone, particularly during the high traffic summer season. With a busy election year in 2004, Provincetown's only polling location, Town Hall, was given an excellent rating from the Massachusetts Office on Disability in terms of handicapped accessibility.

The Provincetown Disability Commission has an on going commitment to investigate and research local issues of interest and concern to the disabled community. We welcome input from the community and from our guests.
Respectfully submitted,
Toni Schiff
Chair

Housing Authority

In 2004 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); 6 alternative housing vouchers for low-income individuals with disabilities.

The Provincetown Housing Authority spent the year exploring the feasibility of developing additional affordable housing units within Provincetown, including expansion at 44 Harry Kemp Way, acquisition and development of private and town owned land, as well as acquired Tax Title property.

The Provincetown Housing Authority met regularly in 2004 to develop and implement the Provincetown Affordable Housing Trust Fund and continues to be an active member of the Community Housing Task Force. The Housing Authority is committed to its role as advocates for affordable housing and as supporters the goal of the Provincetown Selectmen to prioritize affordable housing.

Teri Nezbeth was elected in May 2004 after serving one year as an appointed member of the Board. Pamela Parmakian resigned from the PHA Board and Nancy Jacobsen was appointed to replace her in May. Continuing to serve on the board is Margaret Carroll-Bergman, Chair and Arturo Alon. The State appointee position to the PHA Board remains unfilled.

Applications for the Authority's elderly, disabled, and family housing programs are available at the Housing Authority office at 44 Harry Kemp Way, or by calling 487-0434. Applications for Foley House are available by calling 487-6440.

Respectfully submitted,
Patrick J. Manning
Executive Director

Local Housing Partnership

The Provincetown Local Housing Partnership (PLHP) continues to advocate for the construction, rehabilitation and preservation of housing that is affordable to our residents. In May 2004, town voters adopted the Community Preservation Act (CPA). The CPA will allow Provincetown to acquire millions of dollars for affordable housing needs, open space and historic preservation over the next twenty years.

Also in 2004, six affordable rental units were occupied at 40A Nelson Avenue as a result of the permits issued to Community Housing Resource. Four more affordable rentals at 58 Harry Kemp Way were occupied in a building now owned and operated by the Cape Cod Community Development Center (CDC). A lottery was held in 2004 by the Cape Home Ownership Center (CHOC) in Hyannis to select the winner of an affordable ownership 1 bedroom unit. The home was awarded to a Provincetown resident at 68 Race Point Road.

The PLHP will continue its efforts in reaching affordable housing goals; we encourage the community to attend our meetings and help solve our vital housing issues. I would like to thank the members of the PLHP for their efforts and countless hours contributed to this committee.

Respectfully submitted,
Arturo Alon
Chair

Board of Library Trutees

What a year this has been! The dream has become a reality. Work on Phase One of the new Provincetown Public Library will be completed early next year, and in April 2005, the dedication will occur, the doors opened to the public, and the new larger space occupied.

Upon entering the main entrance – the Historic Front Lobby – on Commercial Street, one is greeted by the refurbished curving grand staircases leading to the Second Floor and the Mezzanine, or welcomed to the main First Floor. A gently curved entrance way between the staircases welcomes you to the Express Level of the Library, which includes the Circulation Desk, computer stations, Library staff work areas and, in the rear, a spacious quiet Reading Room.

By accessing stairs or using the unique elevator on the West Side of the building to the magnificent Second Floor, you arrive at the Children's Library. View the *Rose Dorothea* as it's never been viewed before! Enjoy the vastness of the space with the restored vaulted ceiling. Travel up another level to the Mezzanine and enjoy the spectacular views of the Town and the Harbor from the Arts and Literature Tower Room, or look back into the building and another view of the *Rose.*

Many interested individuals have been following our progress by enjoying our Friday afternoon tours of the building – progress that has been achieved through weekly construction meetings. In attendance at these meetings, chaired by J.K. Scanlon Project Manager Craig Gabri, have been the Scanlan Project Superintendent Mel Dishman; Perry Dean Rogers|Partners architect Warren Van Wees; DPW Director David Guertin and Deputy Director Sandy Turner; Clerk of the Works Bill Ingraham; Library Director Debra DeJonker-Berry; and two Library Trustees. We were fortunate to have Bill as our Clerk of the Works on the job daily overseeing all operations and making on-the-spot decisions.

Capital Building Campaign

The Trustees and members of the Capital Campaign Committee along with community volunteers continued the pursuit of new donors and new funds for the Library Building Fund. The result for 2004 was an influx of an additional $267,466 to the cash received line.

Reporting directly to the Trustees, the Campaign Committee is led by Trustee and Committee Chair Marcia Fair and Vice Chair Nancy Sirvent, along with former Trustee Arthur Pike, Trustee Sandy Fay, Supporter of the Library Carol MacDonald, and Lee Brenner and Murray Wax, both members of the Friends of the Library.

As 2004 drew to a close, the Committee reported a total Building Fund cash and pledge balance of $970,572 with outstanding pledges of $301,705 toward the $1.45 million private fundraising goal. At year-end, records indicate that 1,157 individuals had contributed to the Campaign since it was launched in July 2001, many having given multiple gifts over that time period.

In addition to generous contributions from Provincetown residents, contributions came from supporters all over that United States – 34 states in all – spurring the Campaign forward. This year, these individuals with deep ties to Provincetown, some part-time residents and some visitors, responded generously to the invitation to help see the Library building reconstruction and renovation project through to completion.

Of note were three Leadership Gifts received during 2004. The first was a cash gift of $100,000 from an Anonymous Donor to name the Historic Front Lobby. This was followed by a grant of $100,000 from Tom Bombardier and John Fowler to name the Children's Library for their sons, Gerald and Henry Fowler-Bombardier. The final was an $85,000 gift from Michael MacIntyre to restore/reconstruct the Belfry in honor of Bob Anderson, Michael's spouse. The announcement was made known to the public at the Third Annual Packard Gallery Reception held in September at the Gallery, made available through the generosity of Anne Packard.

It is with great appreciation that the Committee extends its thanks to each and every donor to this wonderful community effort to move the Library into one of the Town's most historic buildings. The transformation of this beautiful 1860 building – a defining structure on our skyline – is breathtaking! We look forward to the opening in April 2005, and to completing the several aspects of the building outside of the scope of this project, including the Lower Level, the decorative façade, and the landscaping, among several smaller items.

Volunteers continue to be the mainstay of this Campaign, helping to give the new Project life. In addition to participating in the annual YearRounders event, the Supporters and Friends continued to sponsor two very popular events – the Summer Book Sales, earmarked for the Children's Library; and the Vintage Jewelry Sales, which helped underwrite Campaign expenses, assuring that every dollar given goes directly to building the new Library.

Besides the individuals mentioned above, the volunteers who made it all possible include Laurie Allen, Dana Berry, Lina Berry, Lee Brenner – a leader of the Friends of the Library, Lee Ciliberto, Laura Darsch, Sandy Fay, Bill Ingraham, Maghi Geary, Renee Gibbs-Brady; Joyce Guide, Holley, Jean Jarrett, Tanya Leighton, Carol MacDonald, Karen MacDonald, Sheila McGuinness, Bruce Moidell, Anne Packard, Leslie Packard, Arthur Pike, Lucille Plante, Paula Post, Laine Quinn, Robin Reid – President of the Supporters, Nancy Sirvent, and Murray Wax. In addition, pro-bono graphics were provided by Sally Brophy and Laine Quinn.

Special Thanks

A few special thanks go to all the Trustees for their tireless energies and efforts in overseeing Library policies and budgetary finances - especially to Arthur Pike who left the Board in May after three terms.

In addition, we thank the DPW staff who have and continue to participate in several critical aspects of this project; the friendly staff and volunteers of the Library who go out of their way to be helpful and courteous; the Friends of the Library for their support and funding of Children's Programs and important "Wish-List" items; the Supporters of the Library for their continued financial underwriting of Campaign expenses; to Trustee Marcia Fair and Library Director Debra

DeJonker-Berry for their daily work on the Project – overseeing every detail; and to each and everyone of you for your support and contributions in making this dream a reality.

See you at the Grand Opening!
Respectfully submitted,
James D. Cole
Chair

Library Director

Looking to the Future
Library staff and volunteers are quietly preparing to move to the new location at 356 Commercial Street. Packing, dusting, re-covering and conducting inventories are all part of this process. As of today, we are expecting to open the New Library on April 20, 2005 with a celebration scheduled for April 28, 2005.

Team Effort
The Department of Public Works has monitored the progress of construction and is now assisting with the move. The Library Trustees and I are consistently satisfied and pleased with the quality of work and attentiveness of the staff of the general contractors, JK Scanlan. Gary Delius, former MIS Director, has managed the computer and telephone wiring of the new site on a volunteer basis. Finally, on a daily basis, I marvel at the dedication of Bill Ingraham, the Clerk of the Works. Bill continues to monitor each step of the Library construction, ensuring that the Town's interests are protected. On several occasions, Mr. Ingraham has provided the key to solving a complicated problem.

Library Services
With the introduction of the Virtual Catalog http://www.clamsnet.org/ Library patrons are now directly requesting material from virtually any Library in Massachusetts—and seeing timely delivery within days. The Virtual Catalog is nearly eliminating the clunky old Inter-Library Loan systems. In addition, Library Staff are looking forward to using the Global Update features as the collection is prepared for the move. The plan to move the collection will be completed in stages, and Global Update will be used to quickly indicate which parts of the collection are either in storage or in the New Library.

The Library Trustees, Supporters and Friends
In May, Arthur Pike left the Board of Library Trustees due to term limits, having served nine years. Arthur's contribution to the Library has been immeasurable.

He has Chaired the Long-Range Planning Committee, advocated both locally and on a State-wide level for Library funding, provided thoughtful guidance and a willing voice on all levels of the pursuit of a new Library facility, and has always been a sympathetic ear. Arthur continues to serve as a member of the Capital Campaign Committee. Besides his title "Old Eagle Eye" earned from his role as Board Secretary, Arthur is now known as Library Trustee Emeritus.

Sandra Fay joined the Board of Library Trustees last May. Sandy is a great help with all the Library computer questions and solutions. She continues to help maintain the Library website and is currently mentoring Library staff on web design. In addition, Sandy is the Library Trustees' link to the Supporters of the Provincetown Public Library and serves on the Capital Campaign Committee. Cj Noyes' creation of colorful, informative visual signs – especially the outside display box – helps keep Library patrons informed about upcoming events and plans. As we progress towards the final months in the Freeman Street Library, communication will become crucial. Thank you, Cj.

The Library Trustees have stepped up to the plate in order to make the move to the New Library as simple as possible. The Trustees are working with the Friends and Supporters to help coordinate a massive volunteer effort consisting of the following Teams: the Moving Team, the ID Team, the Communications Team, and the Utilities Team. The Trustees continue to monitor and implement Library policies, including the new non-Resident fee for Library cards. In addition, Library Trustees attend and contribute to the weekly construction meetings on the job site. For me, the Trustees make serving the Town a pleasure.

The members of the Supporters of the Provincetown Public Library continue to fund the expenses of the Capital Campaign, which means that every dollar that is donated to the Building Fund goes directly towards the Library Building Project. The Friends of the Library are raising additional funds to help furnish the Children's Room of the New Library and continue to help fund the Library's Children's Programs and the Library's "Wish List".

The People

I continue to marvel at the professionalism, knowledge and dedication of the Library staff. In addition to their day-to-day activities, Library Operations Director Karen MacDonald, Children's Librarian Renee Gibbs-Brady, and Part-time Library Circulation Aides Andrew Aull, Gwen Eiger, Martha Hyams, Jean Jarrett, Mary Smith, Nancy Sirvent, and Linton Watts are participating in helping prepare for the move. Our Custodian Brian Cowing keeps our building tidy and, more importantly, helps keep the building's increasingly clunky infrastructure functioning.

The contributions of the Front Desk Volunteers, Lee Ciliberto, Carol MacDonald, and Cj Noyes, enable Library staff to perform additional tasks. Technical Assistant Elaine Quinn resigned this summer to move to Florida. Elaine's attention to detail on her work with the magazine collection, her focus and thoughtfulness in training and recruiting volunteers, and her patience working with the public will be missed.

Dick Caouette and Wendy Willard were able to work on special projects this year because of the Council on Aging's Senior Tax Program. Dick is working with the Library Director and Library Intern, Agnes Imecs, on a Library Services and Technology Act Grant to digitize the older (pre-1960) issues of the Provincetown Advocate.

Statistics

Each one of these statistics represents work performed by Library staff and volunteers ranging from finding the material for the patrons (both within our walls and beyond), preparing the item for loan and delivery, checking the items out and back in, and re-shelving the materials when returned. Library patrons borrowed 49,752 items this year. The Library borrowed 8,947 titles for the use of Provincetown patrons from other Libraries and in return loaned 10,219 to other communities. The collection now holds 33,270 volumes. 94,127 individuals visited the Library during Library hours.

Library Programs

Children's Librarian Renee Gibbs-Brady ran an extremely popular and successful Children's Program this year. Storyteller Linda Schlecter helped run the "Zero to Three" Program at the Community Center (in the off-season) and at St. Mary of the Harbor (in the Summer). We are grateful to these organizations for their trust and generosity in lending us their space. The theme for this year's Summer Reading Program was "Explore Other Worlds @ Your Library". In addition, a series of weekend Winter programs and activities were planned by Karen MacDonald, Martha Hyams, Gwen Eiger and Renee Gibbs-Brady through a LSTA funded grant entitled "Mother Goose Asks Why?". Through this grant, a dozen science-related kits containing books and science projects are now available for families to borrow.

Gifts and Grants

This year, the Library received $53,767 in grants and gifts. These funds include $2,700 as part of a three-year Operational Support grant from the Massachusetts Cultural Council; $7,719 from the Massachusetts Family Network for the "Birth to Three" Program for Children and their Families; and $40,000 from the Massachusetts Board of Library Commissioners for a grant to digitize the

Provincetown Advocates. Library patrons also contributed $3,262 in Library late fees, $1,400 for Non-Resident Fees and $400 to the Gift Fund.

Respectfully Submitted,
Debra DeJonker-Berry
Library Director

Recreation Director

2004 began with Olympic (Table) Games at the Community Center. Kids aged 8 through 17 participated in games of Table Hockey, Foozball, Ping Pong, Pool and other games for cash prizes plus bragging rights for the year. New programs offered for children in January included theater games, theater workshops, modern dance, kids' karate, filmmaking courses, board games, cheerleading and creative movement.

The youth basketball teams played intramural games in addition to a full season's schedule with teams from Wellfleet, Truro, Eastham, Orleans, Chatham and Harwich. Also offered in the winter were teen trips to locations around the Cape for bowling, movies and shopping.

The annual Valentine Dance at the Community Center brought out nearly every kid in the area, and many family members. Raffle and door prizes were donated by local businesses, and everyone went home with goodies. The parent/child basketball games at the culmination of the season filled the gym to capacity, and once again the children showed the adults how the game should be played. The Toddler Reading Program, sponsored by the Provincetown Public Library, and parent/toddler movement classes, were among programs that were well received throughout the winter months.

Spring was ushered in with some fun and successful events. A youth dance, co-sponsored by Provincetown, Truro and Wellfleet Recreation Departments, was held at Truro Central School, and it provided the kids from the Lower Cape the opportunity to meet and mingle. Also held in April were the Spring Dance, baseball and softball clinics, Writing Club, clamming and fishing club and arts and crafts.

Little League baseball and softball continues to be one of the most popular activities, and children and families look forward to the season and the awards cookout which caps the season. Bird watching for children was offered, and the annual Fishing Derby was again held in conjunction with Blessing of the Fleet activities.

The children's summer day program was once again well attended. Popular summer events were messy day activities, a poetry slam for children, plays, movies, songwriting clinics, cookouts, fishing trips, tennis, baseball, basketball, and lots of swimming. Cooking classes were also very popular, and the kids enjoyed learning to create healthy dishes.

In the fall, the youth soccer program kicked off with a Soccer Jamboree in Brewster, which gave local children a chance to meet and play with kids from Chatham, Harwich, Orleans and Brewster. Each year, the children look forward to games in other towns and meeting new friends. Also in September new programs offering child care and enrichment services were offered in conjunction with the Children's Place in Eastham. The Halloween Parade, once again held in conjunction with the Library and the Pilgrim Monument, brought out every ghoul and zombie in the vicinity, many of whom attended our Halloween Dance.

The youth basketball teams again participated in the Outer Cape Basketball League, uniting young basketball players from Truro, Wellfleet and Provincetown, Eastham and Orleans, along with tournaments to include towns from further up Cape. New offerings this fall included story time, bike club, and theater performance. The Thanksgiving holidays were highlighted by youth dances at the Community Center. Also offered through the holidays were chess and checkers tourneys, open gym for kids, movies and trips around the cape. Each week, the children look forward to teen nights and special teen trips with Assistant Director Tracy Roderick.

Organizations using the Community Center in 2004: Junior Girl Scout Troop 1126, American Red Cross, Brownie Troop 988, Provincetown Public Library, Provincetown Council on Aging, Adult Education, Beekman Place Theater Group, Provincetown High School, Veterans Memorial Elementary School, Lower Cape Food Cooperative, Provincetown Swim for Life, T.K.O. Productions, Cape Cod Tobacco Control Program, Mass Arts Council, The Children's Place, Twelve Step Meetings, Skywatch, Women's Week Activities, ASGCC, Provincetown Hookers, Provincetown Theatre Company, Women, Infants and Children Program, Walrus Productions, Harwich Youth Theater, Highland Fish and Game, American Legion Auxiliary, MSPCC, Independence House, Provincetown Repertory Theater, EAP, Score Mediation Program.

We mourn the passing of Marek Kryskiewicz. Marek taught yoga at the Community Center for sixteen years and was well known for the humor and love that he infused into his teaching. Marek died in an automobile accident in May, and is greatly missed.

The success of so many events is made possible through the generous donations of local citizens and businesses, and many wonderful volunteers. The Recreation

Department would like to thank longtime members of the Recreation Commission who retired this year, Candy Silva and Jill Macara, for their years of devoted service to the youth of Provincetown. Also thanks to Bob Cahill, Dawn Henrique, Treg Kaeselau and Susan Cook for their invaluable support, and to Johnny Adams, Larry and Cynthia Luster, Steve Roderick, Madeline Miller, Marty Menangas, John Hanlon, Doug Nichols, Sean Roderick, Jonathon Peres, Melissa Lomba, the School Department, and all the coaches, umpires, high school students and the parents who worked so hard on so many projects.

Respectfully submitted,
Dennis J. Clark
Recreation Director

Veteran's Agent

The Veterans Services Officer conducts investigations, processes paperwork, counsels and provides referrals as well as perform other numerous services for veterans, widows and dependants. Seven veterans, widows, or dependents who received benefits in 2004 and the total benefits distributed equaled $11,600.37. The town is reimbursed 75% of these funds. Applications for Veterans Benefits and assistance under Chapter 115, Veterans Pensions, Widows Pensions and all other Veterans Services may be initiated at the Office of Veteran's Services, Room 16 at the Grace Gouveia Building, 26 Alden St, Mondays and Thursdays from 9am to 5pm.

Respectfully submitted,
Earle H. Chaddock
Veterans Services Officer

Visitor Services Board

The Visitor's Services Board (VSB) is pleased to submit our annual report for 2004. While the first three fiscal quarters of the year were off, in the last quarter (July, August, September) there was a positive gain in room tax revenues. Unfortunately, in 2004 receipts as reported by most Cape businesses and merchants were flat to off. Provincetown, however, once again out-performed the Cape overall.

2004 showed a record number of Familiarization tours to Provincetown and recognition is given to the Provincetown Chamber of Commerce, the Provincetown Business Guild, and Tourism Director Patricia Fitzpatrick for

attracting these tours. Untold numbers of published stories about Provincetown and tourism related features are the result of these tours. Special thanks to the Innkeepers, restaurants, shops and service providers who assisted in making these tours successful.

Our core promotional grants continue to propel wonderful off season events including, though not limited to: Provincetown Film Festival, Schooner Regatta, International Birdman Competition, Portuguese Festival, Helping Our Women Bike Trek, Woman's Week, Single Men's Weekend, Holly Folly, Fantasia Fair and the Swim for Life.

In 2005 we will be expanding our efforts with additional emphasis on promotion and marketing. Through approval of the Board of Selectmen and Finance Committee, the restriction of the off-season only requirement for VSB event sponsorship has been removed, allowing the VSB to broaden and strengthen our marketing capability.

Improvements to Lopes Square will begin this spring and should be completed before the start of our busy season. Our sincere thanks to Sandy Turner of the Department of Public Works and VSB Vice Chair Lynne Davis for bringing this first major beautification project to fruition. Within the scope of our newly implemented Municipal Enhancements Grant Program we are pleased to report funding the Skate Board Park to its completion. The Public Pier Corporation will be showing off new benches along the Pier for use this spring, also as a result of our Municipal Enhancement Grant opportunities.

The VSB would like to thank Hunter O'Hanian, who facilitated three planning and direction meetings regarding the VSB five-year plan. This effort helped improve our focus and helped identify, address and enhance our marketing strategy and overall mission for tourism in Provincetown.

Respectfully submitted,
Steve Melamed
Chair

Public Works

Lewis Wharf in the East End - First Home of the Provincetown Players.

Provincetown has played an influencial role in the history of theater in America. In 1916, the Provincetown Players were the first to recognize the artisry and talent of a then unknown playwright, Eugene O'Neill. The first O'Neill play, "Bound East for Cardiff", was staged by the Provincetown Players, a defining moment in the history of American theater. In the 1940's, Provincetown was home to a then unknown Tennessee Williams while he worked on "A Glass Menagerie". In 2004, the 160 seat Provincetown Theater opened as the new home of the Provincetown Repertory Theatre and the Provincetown Theater Company.

Provincetown Community: Theater Arts

Airport Commission

2004 was another year in which enough aircraft operations occurred to satisfy federal and state requirements to receive funding for on-going airport projects. Improvement projects completed within the past year included the reconstruction of the general aviation apron, turf apron improvements, and security enhancements. Also, this past year included state and town funding to establish airport shuttle service to and from downtown to the Airport.

Reconstruction of the general aviation ramp and turf apron improvements were completed on time and under budget in the spring of 2004 and the Commission is confident this will enhance aviation activity by providing additional parking to satisfy peak seasonal demands. Several video cameras, parking lighting, and digital recording installed under this same project has developed better security characteristics to maintain a safer airport environment.

State and town funding established a resourceful bus shuttle service for passengers from downtown to the Airport. This service was well needed as the airport's passenger auto parking lot runs at or above capacity throughout most of the year. This service allows passengers to conveniently travel from town locations to the remote site of the airfield. The Commission appreciates this service and would like to thank all involved in this program.

The Commission would like to thank the Airport Manager, Butch Lisenby, the Cape Air staff and Cape Air's Dan Wolf for their dedication and commitment to maintaining a reliable, safe, and efficient airport this past year. The Commission would also like to thank the Town, Federal Aviation Administration, and Massachusetts Aeronautics Commission for their continued support and contributions to a productive year.

Respectfully submitted,
Richard Silva
Chair

Beautification Committee

This past year, hopeful that the Lopes Square redevelopment project would take place during the Fall, the Beautification Committee had dedicated most of our budget to be used toward that project. Unfortunately, it was delayed until Spring

of 2005. Therefore, our activities have been scaled back while this much-needed project moves to fruition.

That being said, we are happy to report that we funded two new park benches that the DPW crew, under the guidance of Tony Lemme, placed at the Council on Aging and the High School. We did the usual planting of annual flowering plants at Lopes Square and in front of the Post Office. Thanks to member Jennifer Crooks and her *Garden Renovations* staff for once again taking on that task. We are also in the midst of a project to replace broken and cracked slats on park benches all over town, and hope to have this project completed by the Spring, again with the help of Tony Lemme and his DPW crew.

This year we also welcomed a new member to the committee, Cecilia Hall. Cecilia has been active in planting, weeding, and taking care of all manner of living things in Provincetown for many years. We're thrilled to have her with us. Special thanks go out to Nathan Herrick for the beautiful job he did with plantings on traffic islands all over town last year. We look forward to working with him again this year on this important project.

Respectfully submitted,
James Mack
Chair

Harbor Committee

The Harbor Committee has met regularly all year. We continue to review and revise the Harbor Plan document section by section with the following goals in mind: to create a basic Harbor Plan Handbook that is brief, up to date and user friendly; and to translate, interpret and adapt the Harbor Plan to the particularities of Provincetown's shoreline while staying true to its spirit and intent.

Up until this year, very few Chapter 91 license applications had been processed by the Department of Environmental Protection and forwarded to this committee. This year we have been presented with numerous applications at each meeting. Each one requires meetings with the individual property owner and/or their engineers, visits to the site, and Public Hearings. Each property is different and each application needs to be reviewed and the property assessed on a case-by-case basis. Our review of the Harbor Plan and its interpretations in conjunction with a variety of individual problems connected with the State Laws and Regulations have given us a better understanding and appreciation of our mission as a committee. As we move through the process, we are able to adapt

to the unique topography, history and environment of our town. We are confident of our ability to make the Harbor Plan vision a viable and beneficial one.

We have an ongoing correspondence with Lou Gitto and Ben Lynch, of the DEP Waterways Regulatory Program about various Harbor Plan provisions, as well as requests for clarification and advice about individual applications and the conditions put on each license and various concerns with individual property owners. Their responses and suggestions have been very helpful.

Public access (passage over) to the Harbor Beaches is a major goal of the Waterways Regulatory Program under the Public Trust Doctrine. We are also in the early stages of investigating the deeded boundaries of our Town Landings (and other beach right of ways) to determine if and how much of these Public Lands have been encroached upon by abutters. We are pursuing Coastal Zone Management of the DEP for assistance and may enlist attorneys willing to provide legal assistance for right of way preservation free of charge or at a discount.

Respectfully submitted,
Gerard Irmer
Chair

Department of Public Works

The Public Works Department affects the lives of resident taxpayers, nonresident taxpayers, and visitors as well as fishermen, business owners and other town service providers. The goal is to provide the highest level of service possible, including everything from the day-to-day polite and efficient service at the Transfer Station to the daily administration and monitoring of major capital projects as authorized by the voters. This could not be accomplished without an able staff working within the boundaries of limited time and limited money.

DPW Administration: Organization is structured along lines that recognize clear areas of accountability for the various divisions. Administrative costs for Water and Wastewater Enterprise Funds are now apportioned reflecting those costs that are attributable to “ratepayers” who are not necessarily “taxpayers”.

Buildings & Grounds: We cared for and improved our Town cemeteries this year and performed 16 burials. Maintenance and improvement projects included remodeling rooms at the police station, rebuilding a roof at the Manor, building shelves for our new library, rehabilitation of five offices at Grace Gouveia, and landscaping for the Bas Relief, as well as 23 other projects. This division provides quality care to the public property of which we are the custodians.

Highway: DPW is responsible for 40 miles of roads (and now 7 more miles of formally state highway), ancient and new drainage structures, sidewalks, line painting, signage, street sweeping, sanding and snow removal. Highway Foreman Ray Duarte and his staff are kept extremely busy throughout the year.

Solid Waste/Recycling & Waste Disposal: Day-to-day operations continue to run smoothly at the Transfer Station. We have received $246,337 in revenue, an increase of $56,053 over last year's $190,284; and tonnage shipped to SEMASS declined from 4,631 tons in 2003 to 4,574 tons in 2004, which represents 57 fewer tons in the waste stream. While we are licensed for a maximum of 5,000 tons per year, we have yet to exceed this limit. With respect to recycling, even though the market for these goods is extremely weak, Provincetown clearly demonstrates an environmental concern as evidenced by slight increases each year. A total of 926 tons of recyclable material was shipped in 2004, an increase of 37 tons over 2003's 889 tons.

Wastewater: Wastewater processing operations commenced in July 2003. While there have been issues with the collection system, the treatment plant has operated for 18 months without a single problem. Mandated monthly testing demonstrates that effluent flow to our subsurface beds is fully compliant to our licensed groundwater discharge permit requirements. Wastewater flow at the plant was 47,318,513 gallons for the year for a daily average flow of 130,000 gallons. The system's peak day was August 19, 2004 with a flow of 347,924 gallons; our lowest flow day was February 10, 2004 with 27,891 gallons processed.

Water: Total water withdrawn for calendar year 2004 was 303,742,524 gallons or, on a percentage basis, 2.4% less than the previous year, thereby giving us an average daily withdrawal of 829,898 gallons per day. This compares to 852,377 in 2003. We are now below our permitted DEP level of 850,000 gallons per day. Conservation measures and leak detection programs do work and give results.

Withdrawn	**2002**	**2003**	**2004**	**% 03-04**	**Chng 03-04**
January	21,216,308	19,302,835	19,898,830	3.1%	595,995
February	17,121,986	18,031,744	17,121,782	-5.0%	(909,962)
March	19,595,422	20,010,362	17,166,097	-14.2%	(2,844,265)
April	20,897,122	20,791,440	16,091,567	-22.6%	(4,699,873)
May	27,603,718	26,210,620	24,012,393	-8.4%	(2,198,227)
June	29,030,569	29,928,251	29,579,259	-1.2%	(348,992)
July	42,329,375	45,015,430	40,763,812	-9.4%	(4,251,618)
August	45,453,848	44,080,512	40,676,953	-7.7%	(3,403,559)
September	29,848,790	28,167,437	32,775,971	16.4%	4,608,534
October	25,492,797	23,614,649	25,648,704	8.6%	2,034,055
November	20,199,912	19,663,771	20,240,737	2.9%	576,967
December	18,584,188	16,300,456	19,766,418	21.3%	3,465,962
Yr.Total	**317,374,035**	**311,117,507**	**303,742,524**	**-2.4%**	**(7,374,983)**
Days	365	365	366		
Average Daily	**869,518**	**852,377**	**829,898**		

Withdrawn	**2002**	**2003**	**2004**	**% 03-04**	**Chng 03-04**
Permitted Level	850,000	850,000	850,000		
Over (Under)	*19,518*	*2,377*	*(20,102)*		

In December, our new diesel generators went on-line giving the water system a source of back-up power that will be a critical need during any summer power outage. Article 4-15 of the 2003 Annual Town Meeting authorized $225,000 for a 300 kw unit at South Hollow and a 100 kw unit at Knowles Crossing. Previously, Knowles Crossing had no stand-by power, and South Hollow had an old 125 kw unit that could only run half of the new submersible pumps.

Water-quality issues are being constantly addressed by system-wide hydrant flushing programs and upgrades to corrosion control equipment at South Hollow and Knowles Crossing. The best news of all is that all signs are pointing to North Union Field being a promising new water source. Investigations will continue at that location and elsewhere as we search for redundancy.

Each Public Works division performs their work well, delivering a high quality of service when needed.
Respectfully submitted,
David F. Guertin
Director

Water & Sewer Board

In 2004 the Cape Cod National Seashore served the Town notice that it would no longer make available the wells at the North Truro Air Force Base unless the Town took positive steps to develop a redundant water source by October 12. Negotiations with the Town of Truro have led to a revised intermunicipal agreement. Both boards of selectmen are to be applauded, for this allows us to more forward with the potential development of new wells at North Union Field. Test wells have been drilled, and potential yield looks promising. Our water system, which serves Provincetown and parts of Truro, can and will continue to make progress on many fronts.

Following issuance of the spring water and sewer bills, the Board received 12 requests for water abatements and 15 applications for abatement of sewer charges. Of that total, the Board granted 18 and denied 9.

Water pumpage for the year was 303,242,335 gallons, an average of 829,898 gallons per day, representing a 2.6% decrease from 2003. Due largely to our new transmission mains and aggressive conservation measures, average daily

withdrawal was below the permitted level of 850,000 gallons per day, thereby putting the Town in compliance with our DEP water withdrawal permit for the first time in five years.

During 2004 175 additional properties were connected to the sewer, bringing the total number of connections to 424. One of the major categories enumerated in the enabling sewer legislation was a laundromat. A survey was developed and sent out to the public to gauge public interest in a laundromat. In August the Board granted to Ptown Suds, Inc., the sole respondent to a request for proposals, a sewer connection to operate a laundromat at 291 Commercial St. It is anticipated that the laundromat will be operational in the spring of 2005.

During 2004 the Water & Sewer Board continued to work with the staff of the Department of Public Works on implementation of Phase I of the sewer project. Members reviewed requests for hook-up and flow revisions. On July 16, the Town marked the one-year anniversary of the "first flush." The Board would like to stress that while there have been some issues with the collection system, the treatment system continues to operate in full compliance.

During the summer of 2004 the Provincetown Art Association and Museum (PAAM) expressed an interest to connect to the sewer, largely as a result of neighborhood concern about a large Siberian elm tree that was slated to be removed during PAAM's expansion. Because the Board had no criteria in the enabling legislation by which it could grant such a connection, an article was brought to the October 25 Special Town Meeting asking to designate the tree as a public use. While the petitioned article was favorably acted upon by the town meeting, the Board felt that the public would be better served by the inclusion of some public bathroom component. On December 20 an agreement to include such a component was reached, and the Board granted PAAM a sewer connection permit.

During the autumn, the Board began working with an outside consultant to begin planning Phase II of the sewer project. Phase II will require upgrades to the wastewater treatment plant and securing additional effluent disposal capacity but, most importantly, will involve expansion of the collection system. Perhaps the most important aspect of the Phase II planning process will be the decision making on where and to whom this remaining capacity is to be allocated.

Respectfully submitted,
Jonathan Sinaiko
Chair

Public Schools

"Our progress as a nation can be no swifter than our progress in education. The human mind is our fundamental resource"

- John Fitzgerald Kennedy

Provincetown Community: Children & Teens

School Committee

The School Committee is proud to announce that last year the High School received its accreditation, and last fall the Veterans Memorial Elementary School (VMES) received accreditation. Both processes required critical self-study and were labor intensive. The district realigned the professional staff to insure that all professionals were teaching only those subjects in their area of certification. While examining our curriculum changes and staffing needs during the past two years, the district eliminated all extraneous staff positions in the direction of creating the most fiscally responsible budget while improving our delivery of educational services.

The district improved its delivery of services in all academic areas. Under the direction of Jessica Waugh, the District Curriculum Coordinator, instructional processes were developed that are individually organized to meet the needs of each student, and tailored to the variations in needs among learners. The success of our new approach to learning can be gauged by the improvements made by the students in MCAS scores and in other standardized testing used to measure student achievement. Because we are a small school, Provincetown can offer a brand of quality independent learning not available at other schools.

During the last several years, the district has raised and appropriated several hundred thousand dollars for special projects, such as the renovation of Motta Field, the complete overhaul of VMES playground areas, the upgrading and refinishing of the tennis courts, the VMES after school program, fifth and sixth grade field trips, Nature's Classroom, and the High School yearbook, to name a few. It gives us great pleasure to participate in meeting the needs of our young people by raising these large amounts of money to improve school property and activities that are of no cost to the taxpayer. Most importantly, we want to take this opportunity to wholeheartedly commend and thank all those whose focused dedication and tireless hard work resulted in the following improvements: Provincetown Lions Club, Lobster Pot Restaurant, Provincetown Banner, Provincetown Police Association, Mason's Grand Lodge in Boston, King Hiram's Masons of Provincetown, the PTA, Conwell Lumber, the American Legion, Cape Cod Tech, many local businesses, friends, families, parents, patrons, and major community supporters. Thank you all!

In addition to the private money the District actively pursues, we also generate over a million dollars of revenue each year through tuition, grants, and other related resources. Most of this income goes directly into Provincetown's general fund which offsets the per pupil costs, making our bottom line very reasonable

compared to most other school districts. In this way, we are able to combine fiscal responsibility to the Town while still offering our young people an exceptionally high quality educational product.

This past year, the School Committee voted to declare as surplus a part of Grace Hall parking lot, in order to assist the Town in establishing a land exchange. This was necessary so that the Town was able to create a large enough parcel of land adjacent to the existing Cape End Manor so that the planned expansion of the Manor facilities and services could be housed at that site. Through courageous commitment and selflessness, and some creative exploration of all the various possibilities, we persevered to find a solution that finally worked for the Town, Saint Peter's Catholic Church, the schools, and the Manor. Many people worked on this, but a few worked exceptionally long and hard and I would like to put their names in this record: Town Manager Keith Bergman, Gary Delius, the ever-present and helpful Officer Martin Menangas, School Committee Vice-Chair, Peter Grosso, the students of PHS, and the Cape End Manor Board of Directors.

None of what we as the School Committee do would be possible without the stalwart support and able assistance of those who implement our policies day in and day out, and all year long. Dr. Colette Trailor, an experienced Superintendent from Connecticut and Rhode Island and also a central office administrator for over twenty-five years, who took on the rigorous demands of Provincetown's Superintendent of Schools, is planning to retire as of May 31, 2005. Dr. Trailor came to us at a critical time. During four years of service she helped us finish the renovation project, steering the process for accreditation of PHS and VMES, and putting together the team whose curriculum revisions not only brought the Provincetown School District securely under the educational requirements of Massachusetts, but effected significant improvements in student achievements. It is safe to say we would not be where we are today without her. I want to personally extend to her our deep appreciation for her work, our thanks, and wish her all the best in her retirement. Edward Boxer, Principal of the Provincetown High School, has moved up from many years as an educator and guidance Counselor at PHS. Anthony Teso, VMES Principal, who also serves as Director of the Special Education Program, comes to us from having served as coordinator of Special Education in the Everett Public School in Everett, Massachusetts.

A special thank you to those who day in and day out hold these policies together by receiving and dispensing the valuable communications by which all the committees and staff function; they are our heartbeat: Alma Welsh, Betty White, and Sally Tighe, our tireless administrative office staff, Madonna Tasha, who anchors the desk at VMES, and Pamela Silva, who does the same at the high school. Let us not forget, though they are too many to name individually here, all the devoted teachers of VMES and the PHS, who teach, motivate, and inspire our youth, who open up young minds toward a better future. They are too little

appreciated. To all of these wonderful people, the Provincetown School Committee extends its profound appreciation and gratitude. And finally, the committee itself: Special thanks to Provincetown School Committee Recording Secretary Sheila Colburn. To my colleagues, Vice-Chair Peter Grosso, Committee Secretary Burton Wolfman, and members Debra Trovato and Molly Perdue, whose professionalism, dedication, and vision have enabled the school committee to do its job for the young people of our school district. Thank you, one and all.

Respectfully submitted,

Terese Nelson

Chair

Superintendent of Schools

The Provincetown School District continues to strive to meet the needs of each student, maintain a high level of expectation for academic achievement, and to develop new and creative educational programs. The district provides numerous educational, social, and cultural experiences for students from Pre-K through Grade 12.

There were many changes in the school district during 2004. The School Committee continued under the leadership of Chair Terese Nelson, Vice Chair Peter Grosso, and Committee member, Debra Trovato. Burton Wolfman was elected to replace Dr. Frank Wills, and Molly Perdue replaced William N. Rogers II as the fifth Committee member. Sheila Colburn served as secretary to the School Committee. Dr. Colette B. Trailor continued her work as Superintendent of Schools; Edward Boxer, as Principal of Provincetown High School; and Anthony Teso, as Principal of the Veterans Memorial Elementary School and the district's Administrator of Special Education.

This year was marked by an intense concentration on improving student achievement. The successful implementation of No Child Left Behind afforded the district some flexibility in planning and expending its grant funds from federal sources. The district is in compliance in nearly all areas and in those few areas in need of further attention, the district has worked diligently to achieve its goals. The No Child Left Behind consolidation of all the federal grants into a comprehensive, integrated package continues to be advantageous to the district.

Numerous educational initiatives continued to be implemented. The curriculum division, headed by Jessica Waugh, worked to shift to a data-driven, decision-making instructional model. Through numerous and well-defined professional

development opportunities, the implementation of the model has and continues to be most successful. Its success is particularly evident as each of the members of the graduating class of 2004 and the class of 2005 has achieved 100% competency determination on the MCAS. Seniors cannot graduate unless they have met this level of performance. In addition, 29% of the members of the class of 2005 (the highest among all Cape high schools) performed so well that they qualified for the John & Abigail Adams Scholarship program at the state level.

The area of mathematics continued to receive academic focus throughout the district. Through Ms. Waugh's work, the district was incorporated into a grant-funded program through Boston College, known as the Data Analysis and Strategic Planning Project, geared to improve student performance in mathematics. Boston College's faculty provided data analysis and strategic planning resources to teachers in the district. Of late, the grant has begun to incorporate the area of English/Language Arts, targeting curriculum instruction and assessment to improve student achievement. Technology became a major focus of the grant by assisting teachers to incorporate the use of technology in the curriculum.

A Technology Plan was approved by the Department of Education and the district launched a committee to begin to develop a five-year Technology Plan in conformity with No Child Left Behind.

Veterans Memorial Elementary School: The Veterans Memorial Elementary School (VMES) continued to operate as a Pre-K to Grade 6 school. VMES continues to enjoy its new appearance and its true status as an elementary school. A new playground, the Florence Bent Memorial Playground, was constructed at VMES and includes a section expressly for preschool children and one for school-aged children. Many thanks go to the VMES PTA, who led the project, to the numerous contributions from community groups, and to local residents that helped to design and install the new playground facility. The School underwent a NEASC accreditation review culminating eighteen months of an intensive, self-evaluation process.

Provincetown High School: Provincetown High School (PHS) focused on the improvement of instruction to effect improved student achievement. A significant instructional approach was implemented that put into place a data-driven, decision-making model to assess and respond to instructional needs. As mentioned above, significant changes were noted with the 2004 graduating class and the senior class of 2005 having met all state requirements for graduation. The senior class out-distanced all other high schools on the Cape with the highest percentages of students attaining superior scores on the MCAS.

The High School Gymnasium was dedicated and renamed in honor of David Murphy, a former PHS basketball coach and teacher, and Elizabeth DeRiggs, a former Physical Education Teacher at PHS.

Personnel: Faculty changes took place at the end of the 2004 school year. Two faculty members retired from the district and their contributions are gratefully acknowledged. Faculty who retired included Dolores Bazikas, Physical Education Teacher at VMES, and Nancy Edwards, VMES Media Technician.

Community Outreach: The Provincetown Public Schools continued to reach out to the community through Adult Education Programs and by allowing access to our facilities for community use. Through a grant made available by the Banner, a regular newsletter, The Foghorn, was prepared by English Teacher Carol D'Amico, and distributed through the general circulation of the newspaper. Dr. Trailor continued to facilitate a radio program that included faculty, staff, and students to inform the community of the program offerings in the district. A Public Relations initiative was begun to further advance the goals of the district. Adult Education Programs were successfully coordinated by Melanie Braverman.

Numerous community organizations as well as out-of-town groups utilized the School Department's facilities during the school year and during the summer months. Some of the organizations that utilized our facilities included: The Family Pride Coalition, the PanMass Challenge, the Provincetown Business Guild Parade, the American Lung Association, the Fine Arts Work Center, the Provincetown Recreation Department, the Provincetown Portuguese Festival, the Five-Star Generals Softball League, the Provincetown Department of Community Development, the Provincetown Lions Club, Bucks County Community College, Horizon Performing Arts, Cape Cod Children's Place, the Boston Strikers Soccer Club, Inc., the Provincetown Art Association & Museum, the Provincetown Theatre Company, and the Provincetown Fire Department Engine Four Santa Visit. The School Department was pleased to have been able to assist the participants in the above noted activities and to bring the community into our schools.

Acknowledgements: Once again I report on the many successes of the Provincetown School District during the past school year. I do so with pride and with sincere appreciation. I am truly grateful to the members of the community who have and continue to support our efforts. The School Committee, the administration, faculty and staff continue to strive to meet the educational needs of all of our students and to prepare them to become productive and contributing members of our society. To our teachers, our support staff, our paraprofessionals, our Administrative Assistants and secretaries, our custodial and cafeteria staff, I am most appreciative. I would like to take this opportunity to acknowledge and thank all the efforts of the members of Department of Public Works who are

always willing to assist as the need arises. Thanks also to the many municipal departments that have assisted us in countless ways.

Respectfully submitted,
Colette B. Trailor, Ph.D.
Superintendent of Schools

Provincetown Junior & Senior High School

We began another school year with the inconvenience of ongoing renovations that have brought our physical plant up to date. This last project involved the resurfacing of the gym ceiling and the installation of a new gym floor. This project continued well into the fall. During this time, the Veterans Memorial Elementary School hosted our physical education classes.

On December 4, 2004, the newly refurbished PHS gym was dedicated and renamed the David Murphy and Elizabeth (Betty) DeRiggs Gymnasium. Numerous family members, friends, town officials and faculty gathered to honor these two individuals. Both honorees had contributed greatly to the history and spirit of Provincetown High School in the capacities of coach and faculty member.

Beginning the first day of school this September the entire PHS faculty has been heavily involved beyond their classroom responsibilities tackling a few daunting tasks. These year-long undertakings include: addressing each recommendation in the school's evaluation report resulting from the 2003 accreditation audit performed by the New England Association of Schools and Colleges; analyzing and interpreting student data as it relates to curriculum adjustments and Provincetown High School's annual yearly progress which is monitored by the Department of Education; and participating in professional discussions with regards to the development of future specialized high school programs.

I am happy to report that Provincetown High School has, once again, met its annual yearly progress performance target set by The Massachusetts Department of Education based on our students' MCAS (Massachusetts Comprehensive Assessment System) scores. For the past two consecutive years Provincetown High School has achieved the distinct honor of graduating its senior class with 100% "competency determination." Only fourteen (14) of all the high schools in Massachusetts share this distinction with us.

This year's graduating class (the Class of 2005) will also graduate with 100% "competency determination." This noteworthy achievement is the result of the concentrative efforts of the administration, faculty, and more importantly, the students of PHS. Kudos to all!

The faculty and I continue to work diligently to foster the mission of the Provincetown High School community, which 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.

Respectfully submitted,

Edward G. Boxer

Principal

Veterans Memorial Elementary School

Veteran's Memorial Elementary School (VMES) has successfully completed the process of gaining accreditation from the New England Association of Schools and Colleges. The Self-Study required by NEASC is on file here at the school. VMES is looking to expand and improve the Pre-School Program. The Pre-School program now enrolls students from the outer Cape and is open to all. We have instituted a rolling enrollment policy allowing students to become enrolled once a month as opposed to the two or three enrollment periods of the past. The Pre-School and Kindergarten staff has made substantial progress towards accumulating the necessary documentation necessary to restart the accreditation process.

The staff of the school has engaged in the process of using data to directly impact instruction in the classroom. Utilizing our assessment data from the MCAS district-wide testing and building-wide classroom evaluations the staff has put their training in technology and data driven instruction to good use. The staff is presently engaged in working closely with the district's Curriculum Committee in order to put the wealth of data accruing from MCAS and other assessments into a form that can be used within the classroom to positively impact student achievement. Data driven instruction and research-based curriculum are good educational practices and are required by the No Child Left Behind Act.

Enrollment as of 1/20/2005

Grade	**Pk**	**K**	**1**	**2**	**3**	**4**	**5**	**6**	**Total**
School	14	15	8	9	12	20	12	20	110

Race	**% of School**	**% of State**
African American	5.8	8.8
Asian	1.0	4.7
Hispanic	0.0	11.5

Native American	1.9	0.3
White	91.3	74.6

Title	**% of School**	**% of State**
First Language not English	4.8	13.7
Limited English Proficient	1.0	5.0
Low-income	18.3	27.2
Special Education	27.9	15.6

Enrollment has gone up from 104 students at the start of the school year to 110 students as of 1/20/2005. We continue to make efforts to promote the school to other communities on the outer Cape. A full 25% of our enrollment consists of students who have come from as far away as Dennisport under school choice. The number of students qualifying for free or reduced lunch has remained steady and allows VMES to qualify for targeted Title 1 reading services. The school continues to work at improving the Inclusion Model for educating students with disabilities. All of our children with disabilities are educated within the regular classroom. The Special Education staff along with General Education personnel have forged excellent working relationships and they continue to provide superlative services to all our students.

	School	**State**
Students per Computer	2.3	4.3
Classrooms on the Internet (%)	100	93
Attendance Rate	92.6	93.9
Average # of days absent	12.6	10.2
In-School Suspension Rate	1.5	4.6
Out-of-School Suspension Rate	0.0	6.7
Retention Rate	0.0	2.6
Exclusions rate per 1000	0.0	2.0
Total # of Teachers	17	72,062
% of Teachers Licensed in Teaching Assignment	93.9	93.9
Total # of Teachers in Core Academic Areas	14	59,662
% of Core Academic Teachers Identified as Highly Qualified	100	93.9
Student/Teacher Ratio	6.3 to 1	13.6 to 1

VMES remains a safe, well disciplined and supportive learning environment. Our attendance rate needs to improve and we are in the process of reviewing the student handbook and our policies and procedures regarding attendance. Our teaching staff is a highly qualified group of professionals and our student to teacher ratio remains one of the school's strongest selling points.

2004 MCAS Results in Percentages

Grade/Subject	Advanced Sch	Advanced State	Proficient Sch	Proficient State	Needs Improvement Sch	Needs Improvement State	Warning/Failing Sch	Warning/Failing State	# Students
Grade 03 - Reading	NA	NA	61	63	22	30	17	7	18
Grade 04, English/LA	20	11	50	45	30	35	0	9	10
Grade 04, Math	10	14	40	28	40	44	10	14	19
Grade 05, Sci/Tech	26	20	26	35	47	33	0	13	19
Grade 06, Math	9	17	27	25	64	32	0	25	11

NOTE: Performance level percentages are not calculated if student group less than 10.

Our students have shown improvement across the board in their MCAS scores. There are areas that need more improvement. VMES has devoted 50% of professional development this year to improve our instructional expertise in mathematics. We will be targeting individual students for remedial reading instruction and we will continue to work on language arts instruction.

The maintenance staff at VMES has been a tremendous help in making the newly renovated school a safe and pleasant environment for students and staff. The physical plant is generally in excellent condition. Administration continues to work on solving the problems that have arisen in the aftermath of major reconstruction.

The children appear to be happy and secure. They continue to amaze and surprise the staff with their warmth, intelligence, excellent manners and achievement. The staff will continue to work with the community to provide the best education for Provincetown's children.

Respectfully submitted,
Anthony Teso
Principal

Report of School Employee Earnings

Name	Began Service	Education	FY 2004-05 Salary
Administrative Office			
Superintendent of Schools			
Dr. Colette B. Trailor	2001	Eastern Conn. State Univ. B.S. Univ. Conn. M.A., C.A.G.S., Doctor of Philosophy	$91,494

Name	Began Service	Education		FY 2004-05 Salary
Administrative Support				
Alma M. Welsh	1979	Burdett Junior College		$53,820
			Longevity	$2,700
Betty White	1986			$53,820
			Longevity	$1,800
Veterans Memorial Elementary School				
Principal/Director of Special Education				
Anthony P. Teso	2002	Univ. Mass. B.A.		$83,959
		Fitchburg State M.Ed.		
		Framingham State, M.A.		
Title I Reading Specialist				
Barbara Losordo	1976	Kent State B.S.		$54,228
		(Funded by Title I Funds)		
			Longevity	$2,100
Teachers				
Helen Motto	1975	Salem State College B.S.		$54,228
			Longevity	$2,100
Judy Ainsworth	1983	Keene State College B.S.		$54,228
			Longevity	$1,400
Marie Boxer	1993	Fairleigh-Dickinson Univ. B.A.		$50,943
Elizabeth Francis	1994	Boston College B.A.		$48,910
		Lesley College M.Ed.		
Mary Beck	1984	Westmar College B.S		$54,228
			Longevity	$1,400
Martha Neal	1986	Anna Maria College B.A., M.A		$60,798
			Longevity	$700
Helena Ferreira	2000	Smith College, B.A.		$37,178
		(Partially Funded by School Choice)		
M. Valerie Valdez	1999	Univ. College of Dublin, B.C.L		$44,686
		Lesley College, M.Ed.		
Janice Newell	2003	Cardinal Cushing College, B.A.		$46,407
		Univ. Oklahoma, M.A., Lesley College, M.Ed.		
Sandra Bostwick	1979	Corning Community College A.A.		$54,228
		SUNY @ Cortland B.A.		
			Longevity	$2,100
Madonna Tasha	1972			$39,707
			Longevity	$3,000
Media Technician				
Nancy Edwards	1973	Wilkes Barre Business College		$31,122
			Longevity	$2,800
Library Assistant				
Judy Ward	1998			$17,976
VMES Cafeteria				
Claudia Colley	2000			$18,349
Lawrence DeCosta	2000			$12,715

Name	Began Service	Education	FY 2004-05 Salary
Elyse Zandonella	2003	Univ. of Utah, B.S. Psychology	$7089
Coordinator Buildings & Grounds			
Larry Brownell	1975		$43,508
		Longevity	$3,075
George Thomas	1980		$34,013
		Longevity	$2,550
Xavier McLeod	2003		$30,894
Provincetown High School			
High School Principal			
Edward Boxer	1975	Farleigh-Dickinson Univ. B.S., M.A.	$85,035
Guidance Counselor/Athletics Transportation Director			
Robert McKay	2002	Fitchburg State B.S.	$63,264
		Boston State M.Ed.	
Teachers			
John Hanlon, Jr.	2000	Cornell Univ. B.S., Boston Univ. M.Ed.	$50,474
Olympia Ciliberto	1972	Merrimack College B.A.	$54,228
		Longevity	$2,800
Genevieve Martin	1998	Univ. of Mass. @ Amherst B.A., M.A.	$51,569
Francis Johnson	2002	Worcester State College B.S.	$54,228
Susan Avellar	1975	Suffolk Univ. B.A.	$54,228
		Longevity	$2,100
James Brizzi	1971	Ohio Univ. B.A., Kent State M.A.	$62,362
Peter Codinha, Jr.	1981	Yankton College B.A.	$60,798
		Univ. of So. Dakota M..A.	
		Longevity	$2,100
Arthur Reis, Jr.	1973	Northeastern Univ. B.S.	$54,228
		Longevity	$2,800
Eric Beck	1973	Westmar College B.A.	$54,228
		Longevity	$2,800
Nathaniel Bull	2003	State U of NY College @ Oswego, B.S.	$39,503
Amelia Rokicki	1995	Univ. Mass. B.A.	$57,513
		Simmons College M.S.	
Margaret Phillips	1989	Indiana Univ. B.A., M.A.	$60,798
Lisa Kiefer	1986	Trinity College B.S.	$49,379
		Longevity	$700
Brian Robinson	1999	Westfield State College, B.A.	$40,776
Carol D'Amico	1988	Emmanuel College, B.A.	$49,223
Derek Stolp	2004	Hobart College B.A.	$53,290
		Northeastern Univ. M.S	
Dawn Butkowsky	2002	Oneonta State B.A.	$37,178
Nancy Flasher	1997	Lesley College B.S.	$43,748
		Antioch New England M.Ed.	
		(Funded by School Choice)	
Director of Instructional Technology			
Ted Dubsky	2003	Worcester Polytechnical Inst., B.A	$56,925

Name	Began Service	Education	FY 2004-05 Salary
		Worcester State College M.Ed.	
		(Funded through School Choice)	
Curriculum/Prof. Development Coordinator:			
Jessica Waugh	1980	Sweet Briar College B.A.	$60,798
		Fitchburg State M.Ed.	
		Longevity	$1,400
Library Media Specialist for the District			
Fran Manion	2002	Univ. of Toronto B.Ed.	$57,159
		Syracuse Univ. B.A.	
Music Teacher			
Linda Weissenberger	1977	Univ. Mass @ Lowell B.A. in Music	$49,379
		Longevity	$2,100
Art Teacher			
Lisa B. Fox	1977	Univ. of Mass B.F.A. in Ed. and Art	$49,379
		Longevity	$2,100
School Based Administrative Assistant			
Pamela Silva	1984	Bay Path Junior College	$37,297
		Longevity	$2,000
High School/Guidance Secretary			
Sheila Colburn	2000		$29,101
PHS Cafeteria			
Brenda Costa	1984		$18,349
		Longevity	$2,000
Cynthia Lambrou	2002		$12,715
Donald Morris	2003		$7,089
PHS Head Custodian			
Michael Smith	1977		$38,702
		Longevity	$3,075
Kevin Littlefield	2000		$32,977
Jill Sawyer	1999		$33,706
School Psychologist			
Janice Johnson	2001	Mount Holyoke College, B.A.	$68,598
		Assumption College, M.A.	
		Anna Maria College CAGS	
		(Funded by Special Ed. Entitlement Grant)	
Veterans Memorial Elementary School School Nurse			
Judith Dutra	2001	Paterson G.H. School of Nursing,R.N.	$36,750
		Farleigh Dickinson Univ. B.S.N.	
Lead School Nurse			
Susan Baker	1999	Emmanuel College, B.S.N.	$50,938
		Quincy College, R.N.	
		(Funded by the Enhanced School Health Services)	
Special Education Dept/Student Services			
Dept. Secretary			
Sallie A. Tighe	1981	Cape Cod Community College	$30,400
		Longevity	$2,300

Name	Began Service	Education	FY 2004-05 Salary
Teachers			
Marcia Rose-Packett	1981	Lesley College B.S.	$54,228
		Longevity	$1,400
Susan Packard	2004	Skidmore College B.S.	$10,400
Judith Stayton	1998	Pennsylvania State Univ. B.S.	$52,507
Dawn Schnitzer	2004	Marist College, B.A.	$41,245
		Marist College, M.A.	
		(Funded through School Choice)	
Heather Peters	2003	Connecticut College B.A	$27,824
Speech Therapist			
Linda DiBenedetto	1975	Trenton State B.A., M.A.	$49,890
		Longevity	$1,680
VMES Paraprofessionals			
Sheree Silva	1988	(Funded through Kindergarten Grant)	$17,976
		Longevity	$1,400
Jill Macara	1996	(Funded through School Choice)	$17,976
Abby Colley	2002	Cape Cod Community College, A.A.	17,201
Freya Hemley	1995	Northeastern Univ. B.A.	$7,171
Michael Coelho, Jr.	1998	Oswego State Univ. B.A.	$17,976
		Lesley Univ., M.Ed.	
		(Funded by ELE)	
Paloma Campillo	2001	Politecnico Grancolombiano, B.S.	$17,623
Valerie Kepler-Golden	2001		$16,811
PHS Paraprofessionals			
Mark Peters	2002	Wesleyan Univ. B.A.	$17,201
Susan LaBree	2000	Fisher Junior College	$17,632
Jamie Colley	2002	Pine Manor College B.A.	$17,201
Melissa Youngblood	2003		$16,388
John Ahokas	2004	Bridgewater State College B..A.	$17,976
		Bridgewater State College M. Ed.	
Athletic Director/Phys. Ed. Teacher/Health & Home Economics			
Lisa Colley	2002	Salem State B.S.	$35,614
School Adjustment Counselor			
Maryann Campagna	2002	Lesley College B.S.	$49,155
		Rhode Island College MSW	
Assistant to Transportation Director/School Bus Driver			
Lucy Hamilton	1998		$12,994

School Committee Members	Term Expires
Terese Nelson, Chairperson	2006
Peter Grosso, Vice Chairperson	2005
Burton Wolfman, Secretary	2007
Debra Trovato	2007
Molly Perdue	2006

School Year 2004-05 Calendar

Sept. 6, 2004	Labor Day	Jan. 17, 2005	Martin L. King Day
Sept. 7, 2004	Prof. Development Day	Jan. 14, 2005	Prof. Devel. Day
Sept. 8, 2004	Sch Opens for Students	Feb. 21, 2005	Presidents' Day
Oct. 11, 2004	Columbus Day	Feb. 18, 2005	Close End of Sch Day
Oct. 24, 2004	Prof. Devel. Day	Feb. 21 - 25	Winter Recess
Nov. 11, 2004	Veterans Day	Feb. 28, 2005	School Re-opens
Nov. 23, 2004	Close End of Sch Day	Mar. 14, 2005	Prof. Devel. Day
Nov. 24-26	Thanksgiving Vacation	Apr. 15, 2005	Close End of Sch. Day
Nov. 29, 2004	School Re-opens	Apr. 18, 2005	Patriot's Day
Dec. 23, 2004	Close End of Sch Day	Apr. 18 - 22	Spring Recess
Dec. 24-Dec. 31	Christmas Recess	Apr. 25, 2005	School Re-opens
Jan. 3, 2005	School Re-opens	May 30, 2005	Memorial Day
		June 23, 2005	Prof. Devel. Day

Senior Early Release Day: May 27, 2005
Graduation Day: June 3, 2005

180th School Day: June 22, 2005
185th School Day: June 29, 2005

	2004 - 05 Enrollments	**2005 - 06 Projected Enrollment**
Pre-K	14	16
Kindergarten	15	5
Grade I	8	15
Grade II	9	8
Grade III	12	9
Grade IV	20	12
Grade V	12	20
Grade VI	20	12
Totals:	**110**	**Projected: 97**
Grade VII	18	22
Grade VIII	31	18
Grade IX	21	31
Grade X	25	21
Grade XI	28	25
Grade XII	23	28
Totals:	**146**	**Projected: 145**
Grand Totals	**256**	**Projected: 242**

Cape Cod Regional Technical High School Enrollments

1993-94	**1**	1997-98	**4**	2001-02	**4**
1994-95	**2**	1998-99	**4**	2002-03	**3**
1995-96	**6**	1999-00	**5**	2003-04	**2**
1996-97	**4**	2000-01	**2**	2004-05	**4**

Adult Education

Course offerings in 2004 included yoga, painting, drawing, financial planning, nature walks and birding, conversational French, Italian, and Swedish, and several courses in creative writing. Faculty was culled from the Outer Cape community, including several Fellows from the Fine Arts Work Center. Faculty was paid an average of $25 per hour, with costs to students ranging from $25 to $60, depending on the number of sessions offered. Courses utilized all the Provincetown school system's facilities: visual arts in the Annex, yoga in the Elementary School, and remaining classes in the High School. Excluding the $4,500 budget allotted by the Superintendent for Adult Education (budget includes coordinator's salary, advertising, promotion, and materials) the program was able to pay for itself. Feedback was enormously positive, with students deeply appreciative of the modest cost of such high-quality courses and local faculty pleased with the opportunity to earn extra income in the off-season. Teachers were gracious about the use of their classrooms in the evening, and the Superintendent's administrative staff very helpful and pleasant.

The Provincetown Adult Education Program has a considerable amount of room for improvement. This program has enormous revenue-producing potential. Classroom space, at a premium in Provincetown, is abundant in the school system. The High School Annex boasts some of the best teaching space available for visual art, and the enhanced computer facilities in the high school are perfect for accommodating sizable classes in basic skills and web design. Moreover, improved gymnasium, woodshop, ceramic, and drafting classrooms could be made good use of by our highly skilled local faculty. The school system should consider placing a greater priority on the Adult Education Program, thereby moving toward its stated goal of being a true community school while at the same time raising much needed revenues during increasingly lean financial times.

Respectfully submitted,
Melanie Braverman
Director

Cape Cod Regional Technical High School

Cape Cod Regional Technical High School had an enrollment of 695 students with a freshman class of about 188 students with these students coming from the twelve sending towns that make up our district. The freshman exploratory program included a heavy emphasis on non-traditional participation to increase the enrollment of non-traditional students in all of our programs.

This year we prepared for the 2-year visitation of the NEAS&C (New England Association of Schools and Colleges) review on school-wide activities and completed the Massachusetts Department of Education Coordinated Program Review. We began the process of extending our approval through the Massachusetts Department of Education in the Information Technology, Welding, and Hotel, Restaurant/Business Technology programs and we have received a grant to begin a Robotics program as part of our Information Technology Shop. Many of our shops are working towards or have already received national certification in their trade. Both our Auto Collision and Auto Technology programs received NATEF (National Automotive Technician Educational Foundation) certification. Our Auto Collision shop met the strict industry standards required for ASE MASTER certification, the highest level of achievement recognized by the National Institute for Automotive Excellence (ASE), with only a small percentage of schools achieving this certification. Auto Technology attained their NATEF certification in October through the Automotive Youth Education Systems (AYES) program and we received 4 donated vehicles from AYES. This past year we have been developing our Senior Project program where our students will choose a technical-related project, research it, giving a final presentation/demonstration in their senior year. Our Senior Project team continued their work on integrating our academic and technical areas and expanding this program to include more shop areas with the eventual goal of having every shop and senior student participating as the Senior Project program will become a graduation requirement in 2006. We have also developed our Senior Project program to be a national model for technical high schools.

This past year we have received numerous awards in many of our programs. The BIZWIZ logo was designed by a Cape Cod Tech freshman in Graphic Arts. Our FFA (Future Farmers of America) team of students went onto national competitions in Louisville, Kentucky where they were awarded the national silver emblem award for the second time. Cape Cod Tech had 3 first place, 4 second place, and 2 third place winners at the 2004 FFA State convention and a Cape Cod Tech student was elected 2004-2005 Massachusetts State FFA Secretary.

The annual induction of new students took place into the National Vocational-Technical Honor Society with 45 students participating. Our annual craft fair was a success in raising monies to help defray the cost of students at state, district, and national Skills USA competitions. Seventy-six students registered as Skills USA members for 2003-2004 and Cape Cod Tech received 9 medals —1 gold, 4 silver, and 4 bronze in the Skills USA- District competition with the gold medal winner going onto represent Cape Cod Tech in the national competition.

Our athletic teams produced a number of league championships with the Boys' Soccer team capturing the 2003 Mayflower League Championship and the 2003 State Vocational Championship. Our Cape Tech/Chatham Unified Hockey team received recognition from the Massachusetts Interscholastic Athletic Association for outstanding sportsmanship. With 14 Cape Cod Tech athletes selected as Mayflower League All Stars, it can be said that the football team had a very successful year of rebuilding after being moved from the Mayflower Small League to the Mayflower Large League. We have increased promotion of girls' sports and introduced a girls' volleyball program this year with 16 girls participating on the team. During the fall of this past year we formed a coeducational cooperative program in cross country with the Harwich School District.

Due to our facility being 30 years old, we needed to replace the roof this summer with most of the costs being paid for by private donations. We received, through the Cape Light Compact, a grant to take care of our lighting and motor controls in the facility which will hopefully provide us with energy cost savings. In addition, we received private donations in excess of $40,000 to build a Horticulture Retail Space completed by Cape Cod Tech students from various technical programs. Through a renewable energy grant from the National Science Foundation in conjunction with Cape Cod Community College, we were able to install photovoltaic alternative energy in this new space to run our lighting and refrigeration. We will also use this project to develop a renewable energy curriculum.

Our students are involved in working on many community projects. The Ellen Jones Dental Clinic had our Plumbing students install a water heater and other plumbing work with our Electrical students completing the wiring for these new plumbing installations.

We continue to look ahead to sustained improvement in the ensuing years in all areas academic, technical, and extracurricular and we thank you for your continued support.

Respectfully submitted,

Carolyn Crowell

Cape Cod Regional Technical High School Committee Chair

Town Directory

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accountant@provincetown-ma.gov

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508.487.0241

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Manor, Cape End (Nursing Home)
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