

**TOWN OF ORLEANS
TOWN MEETING WARRANTS**

for use at

MONDAY, October 16, 2023

**SPECIAL TOWN MEETING – 6:00 PM
Nauset Middle School Gymnasium**



**SPECIAL ELECTION
TUESDAY, November 7, 2023
9:00 AM - 7:00 PM
Council on Aging Senior Center**

Published – September 21, 2023

*Please bring this copy of the warrant
to Town Meeting.*

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MOTION CHART

Application of rules is indicated by the Motion's Numerical Sequence

Motions	Debatable	Non-Debatable	Amendable	Non-Amendable	Second Required	Second Not Required	Vote Required	May Reconsider	May Not Reconsider
1. Point of Order		X				X	n/a		
2. Previous Question Terminate Debate		X		X	X		2/3		
3. Postpone Indefinitely	X			X	X		MAJ	X	
4. Lay on Table		X		X	X		MAJ	X	
5. Amendment	X		X		X		MAJ	X	
6. Accept and Adopt	X		X		X		MAJ	X	
7. Consider Articles Out of Order	X		X		X		2/3		X
8. Reconsider	X			X	X		2/3		X
9. Adopt a Resolution	X		X		X		MAJ		X
10. Adjourn to Time Uncertain	X		X		X		MAJ	X	
11. Adjourn		X		X	X		MAJ		X

While a motion to amend is under discussion, a motion to postpone indefinitely displaces the previous motion, but a motion to adjourn cannot be taken up until the motion to amend is decided.

ORLEANS TOWN MEETING BYLAWS

Pursuant to the provisions of the Town of Orleans Charter duly adopted by voters of the Town of Orleans, the Town Clerk, with the advice of the Moderator, hereby adopts the following Town Meeting Bylaws:

Procedural Rules: The Moderator shall enforce procedural rules in accordance with general laws, the Charter, and these Bylaws.

Other Procedural Rules: If none of the rules set forth herein or in the Charter governs a situation at the Town Meeting, then rules which would be in effect with respect to the Town Meeting if the Charter had not been adopted shall apply.

Attendance: No person other than a legal voter shall be allowed on the floor of the house except by the consent of the Moderator. At the Town Meeting, a non-voter may speak after a favorable majority vote of Town Meeting.

Quorum: For all Town Meetings, both annual and special, there shall be required a quorum of two hundred (200) registered voters of the Town.

Quorum Challenge: Any five (5) voters may challenge the existence of a quorum. If the Moderator determines the number in attendance to be less than the established quorum, he shall adjourn the meeting to a stated date, time and place.

Moderator: Participation in Discussions: The Moderator, when acting as such, shall not participate in any discussions.

Method of Voting: Except as otherwise specified by law, the Moderator shall have full authority to specify a voice vote, a standing vote counted by him or by tellers appointed by him, or a written ballot or by electronic voting. The Moderator may conduct all votes requiring a two-thirds (2/3) majority by statute in the same manner in which the Moderator conducts the vote when a majority vote is required.

Motions in Writing: All motions shall be submitted in writing.

Withdrawal of Motions: A motion moved, seconded and stated may be withdrawn by the mover and the seconder.

Precedence of Motions: When a question is under debate, motions shall have precedence in the order of their arrangement shown on the attached chart.

Changing Order of Articles: The order of consideration of the articles as printed in the warrant may be changed only by a two-thirds (2/3) vote of the Town Meeting. In preparing the Warrant under Clause 2-4-1, the Select Board may include in it a Consent Calendar listing articles which that Board deems non-controversial. In the event such a Consent Calendar is so included, a written request by five registered voters before the commencement of Town Meeting, or, afterward, an oral request by five registered voters prior to consideration of the Consent Calendar, shall remove a particular article

from it. All remaining articles in the Consent Calendar shall then be voted upon by a single vote without debate. Removed articles shall be considered and acted upon immediately after consideration of the Consent Calendar, and in the order of their listing in the Consent Calendar.

Speaking Twice: No person shall speak twice on the same question until all those wishing to speak thereon have done so, nor shall any person speak for more than five (5) minutes at one time, except by permission of the Moderator; provided, however, that the restrictions shall apply neither to those persons required to be in attendance under provisions of Clause 2-7-3 of the Charter (town officers, members of boards and commissions, department heads, or their duly designated representatives, when proposals affecting their various office, board or department are being considered), nor to those persons making the original motion or amendments thereto under any article.

Reconsideration: Any vote may be reconsidered if a voter on the prevailing side moves to do so and if the Moderator moves that there is additional information to bring before the meeting. Only one (1) reconsideration shall be allowed per article. Any reconsideration of a vote shall take place at the session it was voted.

Recount: When a voice vote as decided by the Moderator is questioned by more than one voter, it shall be made certain by a rising vote counted by the Moderator, or the tellers appointed by him, or by a written ballot. When a standing vote is challenged by more than five (5) voters, the Moderator may rule a written ballot be taken.

Move the Question: Requires a second. Not debatable. Two-thirds (2/3) Vote. Terminates debate.

Move the Question After Presentation: A motion to move the question shall not be allowed if the moving party makes a presentation immediately prior to making the motion to call the question.

Amendments to Motions: The first amendment to a motion may be amended (secondary amendment). This secondary amendment may not itself be amended.

Article for Capital Improvements: In accordance with Charter clause 8-7-1, any articles for capital improvements not in compliance with 8-5-1 shall require a three-fourths (3/4) majority vote of the Town Meeting.

Clause 8-7-1 of the Charter reads as follows:

“The Town Meeting shall act on the five year Capital Improvements Plan (CIP) and the annual Capital Budget, provided all proposed projects included in the Capital Budget have been included in the CIP in the prior fiscal year. The Capital Budget may consist of more than one article in the Warrant for the Town Meeting. Any articles for capital improvements not in compliance with 8-5-1 shall require a three-fourths (3/4) majority vote of the Town Meeting.”

Clause 8-5-1 of the Charter reads:

“The Town Administrator shall prepare a five year Capital Improvements Plan

(CIP) and an annual Capital Budget which shall be designed to deal with unmet long range needs of the Town and to implement the goals and objectives of the Orleans Comprehensive Plan as it may be amended from time to time. The CIP shall include land acquisitions, buildings and improvements, machinery and equipment, vehicles, and infrastructure including roads, water mains, storm drainage and other publicly owned utilities. The Select Board may establish more detailed policies relating to the refinement and implementation of the CIP.”

Dissolution of Town Meeting: In accordance with Charter clause 2-7-8, the Town Meeting must act on every article placed before it.

Clause 2-7-8 of the Charter reads:

“No motion, the effect of which would be to dissolve the Town Meeting, shall be in order until every article in the Warrant has been duly considered and acted upon. This requirement shall not preclude the postponement of consideration of any article to an adjournment of the meeting to a stated time and place. Any reconsideration of a vote shall take place at the session it was voted, the intent being that a final vote taken at a Town Meeting shall not be reconsidered at a subsequent session of the same Town Meeting.”

MUNICIPAL FINANCE TERMS

Appropriation - An authorization made by the legislative body of a government, which permits officials to incur obligations against and to make expenditures of governmental resources. Appropriations are usually made for fixed amounts and are typically granted for a one-year period.

Bond - A written promise to pay (debt) a specified sum of money (called principal or face value) at a specified future date (called the maturity date) along with periodic interest paid at a specified percentage of the principal (interest rate). Bonds are used to fund capital projects and approval requires a two-thirds (2/3) vote of town meeting.

Budget - A plan of financial operation embodying an estimate of proposed expenditures for a given period and the proposed means of financing them. Used without any modifier, the term usually indicates a financial plan for a single fiscal year.

Capital Improvement Program - A plan for capital expenditures to be incurred each year over a fixed period of several future years setting forth each capital project, the amount to be expended in each year, and the method of financing those expenditures.

Chapter 90 Highway Funds – The state legislature authorizes and issues transportation capital bonds every few years. In each Transportation Bond, funds are apportioned to communities based upon a formula under the provisions of MGL Ch. 90 § 34, hence the term Chapter 90 funds. The Chapter 90 highway formula is comprised for three variables: local road mileage as certified by the Massachusetts Highway Department (MHD), employment figures from the Department of Employment and Training (DET), and population estimates from the U.S. Census Bureau. Under this formula, those communities with a large number of road miles received proportionately more aid than those with fewer road miles. These funds are reimbursed to communities based upon certified expenditure reports submitted to MHD.

Conservation Fund - This fund may be expended for lawful conservation purposes as described in MGL Ch. 40, § 8C. This fund may also be expended for damages related to the taking of land by eminent domain provided that such taking has first been approved by a two-thirds (2/3) vote of city council or town meeting.

Contingent Appropriation – This is an appropriation that authorizes spending for a particular purpose upon the occurrence of a later event. The grant of spending authority made by an appropriation must be certain at the time of the vote and, therefore, contingent appropriations are not generally permissible. Under MGL Ch. 59 § 21C(m), however, towns may make appropriations from the tax levy, available funds or borrowing, contingent upon the subsequent passage of a Proposition 2 ½ override or exclusion question for the same purpose.

Debt Exclusion - A vote by a community at an election to exclude debt service payments for a particular capital project from the levy limit. The amount necessary to cover the

annual debt service payment is added to the levy limit for the life of the debt only. A debt exclusion may temporarily increase the levy above the levy ceiling.

Debt Service - Payment of interest and repayment of principal to holders of a government's debt instruments.

Equalized Valuations (EQVs) - Determinations for the full and fair cash value of all property in the Commonwealth which is subject to local taxation. EQVs have historically been used as variables in distributing certain state aid accounts, and for determining county assessments and certain other costs. The Commissioner of Revenue, in accordance with Chapter 58, Section 10C, is charged with the responsibility of biannually determining an equalized valuation for each city and town in the Commonwealth.

Excess Levy Capacity - The difference between the levy limit and the amount of real and personal taxes actually levied in a given year.

Exemptions - Statutory exclusions of specific amounts of property tax owed. Upon approval of an application to the Board of Assessors, exemptions may be granted for qualified veterans, blind individuals, surviving spouses and persons over 70 years of age. In addition, an exemption may, at the discretion of the Assessors, be issued for certain financial hardships.

Fiscal Year – Since 1974, the Commonwealth and municipalities have operated on a budget cycle that begins July 1 and ends June 30. The designation of the fiscal year is that of the calendar year in which the fiscal year ends. For example, the 2021 fiscal year is July 1, 2020 to June 30, 2021. Since 1876, the federal government has had a fiscal year that begins October 1 and ends September 30.

Free Cash (also Budgetary Fund Balance) - Funds remaining from the operations of the previous fiscal year which are certified by the Massachusetts Department of Revenue Director of Accounts as available for appropriation. Remaining funds include unexpended free cash from the previous year, receipts in excess of estimates shown on the tax rate recapitulation sheet and unspent amounts in budget line-items. Unpaid property taxes and certain deficits reduce the amount of remaining funds which can be certified as free cash. The calculation of free cash is made based on the balance sheet, which is submitted by the community's Accountant, Auditor, or Comptroller.

Levy – The amount a community raises through the property tax. The levy can be any amount up to the levy limit.

Levy Ceiling – the maximum levy assessed on real and personal property may not exceed 2 ½ percent of the total full and fair cash value of all taxable property (MGL Ch. 59 § 21C). Property taxes levied may exceed this limit only if the community passes a capital exclusion, a debt exclusion, or a special exclusion.

Levy Limit – The maximum amount a community can levy in a given year. The limit can grow each year by 2 ½ percent of the prior year's levy limit plus new growth and any overrides. (MGL Ch. 59 § 21C[f & g]. The levy limit can exceed the levy ceiling only if the

community passes a capital expenditure exclusion, a debt exclusion, or a special exclusion

Local Receipts - Locally generated revenues other than real and personal property taxes and excluding Special Revenue fund revenues. Examples include motor vehicle excise, investment income, hotel/motel tax, fees, rentals and charges. Annual estimates of local receipts are shown on the tax rate recapitulation sheet.

New Growth - The taxing capacity added by new construction and other increases in the property tax base. New growth is calculated by multiplying the value associated with new construction by the tax rate of the previous fiscal year.

Proposition 2½ Overrides/Underrides - General Override to permanently increase the amount of property taxes the Town can raise. This requires a majority vote by the Select Board in order to be placed on the ballot.

General Underride to permanently decrease the amount of property taxes the Town can raise. This requires a majority vote by the Select Board in order to be placed on the ballot.

Capital Override exemption is a one-year increase in the property tax levy for the specific item or project. This requires a two-thirds (2/3) vote by the Select Board to appear on the ballot.

Debt Exclusion is an increase in the property tax levy for the life of the bond issue. This requires a two-thirds (2/3) vote by the Select Board to appear on the ballot.

Reserve Fund – An amount set aside annually within the budget of a town (not to exceed 5% of the tax levy for the preceding year) to provide a funding source for extraordinary or unforeseen expenditures. In a town, the Finance Committee can authorize transfers from this fund for “extraordinary or unforeseen” expenditures. Other uses of the fund require budgetary transfers by town meeting.

School Building Assistance Program (SBA) – Established in 1948 and frequently revised by statutory amendments, this state program reimburses cities, towns and regional school districts various percentages of their school construction costs depending on the wealth of the community or district and the category of reimbursement. The Department of Education administers the SBA program.

Stabilization Fund – A fund designed to accumulate amounts for capital and other future spending purposes, although it may be appropriated for any lawful purpose. (MGL Ch. 40 § 5B). Communities may appropriate into this fund in any year an amount not to exceed ten percent of the prior year’s tax levy or a larger amount with the approval of the Emergency Finance Board. The aggregate of the stabilization fund shall not exceed ten percent of the community’s equalized value, and any interest shall be added to and become a part of the fund. A two-thirds (2/3) vote of town meeting is required to appropriate money from the Stabilization Fund.

THE COMMONWEALTH OF MASSACHUSETTS

Barnstable SS.

To either of the Constables of the Town of Orleans in the County of Barnstable
GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Town affairs, to meet at the Nauset Middle School Gymnasium in said Orleans on MONDAY, the SIXTEENTH day of OCTOBER in the year TWO THOUSAND TWENTY-THREE at 6:00 P.M. to act on the following:

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ARTICLE 1. FY24 BUDGET ADJUSTMENTS

To see if the Town will vote to raise and appropriate and/or transfer from available funds, such sums of money as necessary to supplement the operating budgets of the various Town Departments for Fiscal Year 2024, as follows:

1. Raise and appropriate the sum of Thirty-Four Thousand and 00/100 Dollars (\$34,000.00), or any other sum, to the Department of Public Works Facilities Expense Account for the purpose of funding cleaning costs of the facilities located at Eldredge Field and 44 Main Street.
2. Transfer from the Transfer Station Enterprise Fund Balance the sum of Fifty-Six Thousand and 00/100 Dollars (\$56,000.00), or any other sum, to the Transfer Station Enterprise Fund Recycling & Hauling Expense Account for the purpose of funding disposal cost increases.
3. Transfer from the Sewer Enterprise Fund Balance the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00), or any other sum, to the Sewer Enterprise Fund Capital Outlay Expense Account for the purpose of providing funding for unanticipated equipment failures.
4. Raise and appropriate the sum of Thirty-Six and 00/100 Dollars (\$36.00), or any other sum, to the Old Kings Highway Historic District Assessment Account.
5. Raise and appropriate the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00), or any other sum, to the Select Board/Town Manager Expense Account for reclassification, negotiation, and contractual salary-related expenses.
6. Raise and appropriate the sum of Two Hundred Forty and 00/100 Dollars (\$240.00), or any other sum, to the Barnstable County Retirement Assessment Account.

Or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move this article be accepted and adopted as printed in the warrant and that the sum of Eighty-Four Thousand Two Hundred Seventy-Six and 00/100 Dollars (\$84,276.00) be raised and appropriated; that the sum of Fifty-Six Thousand and 00/100 Dollars (\$56,000.00) be transferred from the Transfer Station Enterprise Fund Balance; that the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00) be transferred from the Sewer Enterprise Fund Balance; for the purposes set forth in the article.

SUMMARY

1. DPW Facilities Expense – Cleaning costs at Eldredge Park and 44 Main Street are expected to exceed the approved budget due to cost increases.
2. Transfer Station Expense - Due to a change in law, disposal costs for mattresses will increase by approximately \$50 per unit, plus associated hauling fees.
3. Sewer Expense –For capital outlay costs to cover equipment failures after the end of the current warranty period.
4. Old Kings Highway District Assessment - This item reflects an increase in Orleans' share of the District's expenses.

5. Select Board/Town Manager Expense - Funding is needed to support salary or benefit increases for reclassification and recruitment during the fiscal year. The timing of the Town Meeting funding cycle does not allow us to be competitive in the marketplace.
6. Barnstable County Retirement Assessment – This item reflects an increase in Orleans’ share of the pension assessment for former Tri-Town Groundwater Protection District employees.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 2. PAY BILLS OF PRIOR YEARS

To see if the Town will vote to transfer from available funds a sum of money to pay bills of prior years under the provisions of Chapter 179, Acts of 1941, as amended, or to take any other action relative thereto. (Select Board)

(9/10 Vote Required)

PROPOSED MOTION

The motion will be made at Town Meeting and will include the total as of October 16, 2023, and a breakdown by Town department, vendor, and amount.

SUMMARY

This article requests funding to pay outstanding bills from the previous fiscal year. According to Massachusetts General Law, a town cannot pay a bill of a previous year from the current fiscal year’s appropriations. A 9/10 vote is required for passage of this article.

SB: Recommendation to be made at Town Meeting
FC: Recommendation to be made at Town Meeting

ARTICLE 3. FUND EIGHT NEW FIREFIGHTER POSITIONS

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money for the purpose of funding (8) eight additional positions within the Fire Department for full-time firefighters, including all costs incidental and related thereto; provided however that such appropriation shall be contingent upon the passage of a general override ballot question under the provisions of Massachusetts General Laws, Chapter 59 Sec 21c, paragraphs (g) and (m) (Proposition 2 ½ so-called); and further to authorize the Fire Chief, Town Manager, and/or the Select Board to apply for and accept any Federal, State, and County grants, or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds for this purpose, or to take any other action related thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted and that the sum of Nine Hundred Twenty-Five Thousand and 00/100 Dollars (\$925,000.00) be raised and appropriated for this purpose provided however that such appropriation shall be contingent upon the passage of a general override ballot question under the provisions of Massachusetts General Laws, Chapter 59 Sec 21c, paragraphs (g) and (m) (Proposition 2 ½ so-called), to assess an additional Nine Hundred Twenty-Five Thousand and 00/100 Dollars (\$925,000.00) in real estate and personal property taxes for the purpose of funding the (8) eight full-time firefighters including all salaries and fringe benefits costs for the fiscal year beginning July 1, 2023; and that the sum of Two Hundred Thirty-One Thousand and 00/100 Dollars (\$231,000) be transferred from Free Cash for funding their equipment and training expenses, for a total appropriation of One Million One Hundred Fifty-Six Thousand and 00/100 Dollars (\$1,156,000.00) for this purpose.

SUMMARY

The Fire Department has developed a staffing plan to add 8 firefighters to the department. This increase would add 2 firefighters to each shift, essentially raising staffing levels from 5 firefighters to 7. The ongoing challenge of increasing call volume, the complexity of calls, the regular occurrence of multiple, simultaneous calls along with the challenge of ensuring proper staffing (through callback) is problematic. The increase in staffing on duty would help ensure that when a citizen calls 911, a properly staffed resource responds immediately. Daily, our firefighters respond to emergencies without the proper staffing, the station remains unstaffed for hours at a time with no firefighters available to respond to emergencies occurring in Orleans. Additional staffing is a risk management tool for our community. It is clear to the department that we cannot deliver the level of service the community requires on a consistent basis with the current staffing structure. This is a quality-of-life issue for our community and our firefighters. This article would place an operational override of \$925,000 for salaries and fringe benefits on the ballot for a vote and transfer \$231,000 from free cash for funding the equipment and training expenses related to the positions. The Town has applied for funding through the Federal Staffing for Adequate Fire and Emergency Response (SAFER) Grant which provides funding for salary costs, and benefits for up to three years. The SAFER Grant program was created to provide funding directly to Fire Departments to help increase or maintain the number of trained “front line” firefighters available in their communities. A decision on the Town’s grant request is expected before the date of the Special Town Meeting.

Relates to FY24 Select Board Goal #12

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 4. FUND ASSOCIATED COSTS FOR THE FIRE DEPARTMENT AERIAL LADDER TRUCK REPLACEMENT

To see if the Town will vote to borrow or transfer from available funds the sum of Five Hundred Thousand and 00/100 Dollars (\$500,000.00) or any other sum, for the purpose of providing additional funding for the purchase of an aerial ladder truck for the Fire

Department, including all expenses incidental and related thereto. Said funds are in addition to the One Million Six Hundred Thousand and 00/100 Dollars (\$1,600,000.00) authorized to be borrowed under Article 21 of the May 8, 2023 Annual Town Meeting for this purpose; provided however that such vote shall not take effect until the Town votes to exempt from the limitations of total taxes imposed by Massachusetts General Law Chapter 59, Section 21C (Proposition 2 1/2 so-called) amounts required to pay the principal and interest of the borrowing approved by such vote and further authorize that the Select Board and/or the Town Manager to apply for and accept any Federal, State, and County grants or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds for this purpose; or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted and that the sum of Five Hundred Thousand and 00/100 Dollars (\$500,000.00) be appropriated for this purpose and the costs incidental and related thereto, which funds are in addition to the One Million Six Hundred Thousand and 00/100 Dollars (\$1,600,000.00) authorized to be borrowed under Article 21 of the May 8, 2023 Annual Town Meeting for this purpose, and that the Treasurer, with approval of the Select Board, is authorized to borrow the sum of Five Hundred Thousand and 00/100 Dollars (\$500,000.00) pursuant to Massachusetts General Laws, Chapter 44 Sec. 7 and 8, or any other enabling authority, and to issue bonds or notes of the Town therefore, provided however that this vote shall not take effect until the Town votes to exempt from the limitations on total taxes imposed by Massachusetts General Laws Chapter 59, Section 21C (Proposition 2 1/2 so-called) the amounts required to pay the principal and interest on the borrowing approved by such vote; and provided further the proceeds from any sale or trade of the existing ladder truck received by the Town prior to the issuance of notes or bonds for this purpose will be used to offset a portion of the sum authorized to be borrowed hereunder.

SUMMARY

The May 8, 2023 Annual Town Meeting authorized funding in the amount of \$1,600,000.00 for the acquisition of a new aerial ladder truck for the Fire Department. The Fire Chief has recently received updated pricing which confirms the need for additional borrowing. The funds borrowed will be offset in part by the proceeds from the sale or trade-in of the existing ladder truck.

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	7 – YES	0 – NO	0 – ABSTAIN

ARTICLE 5. FUND REPAIRS TO WELL NO. 4

To see if the Town will vote to transfer from Water Surplus Funds the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00) for the purpose of replacing the pump at Well No. 4, including all costs incidental and related thereto, or to take any other action relative thereto. (Board of Water & Sewer Commissioners)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00) be transferred from the Water Surplus Account for this purpose.

SUMMARY

This is an article to replace the aging pump and related equipment at Well No. 4 as recommended by the Town’s consulting engineer in their evaluation report dated July 12, 2023.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 6. FUND ECONOMIC AND ENVIRONMENTAL INITIATIVES

To see if the Town will vote to transfer from available funds the sum of Two Hundred Thousand and 00/100 Dollars (\$200,000.00), or any other sum, for the purpose of funding electric vehicle charging stations, hydration stations, solar waste receptacles, and related initiatives to be placed on Town-owned property, at various locations, as determined by the Select Board, including all costs incidental and related thereto, and further authorize the Select Board and /or Town Manager to apply for and accept any Federal, State, and County grants or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Two Hundred Thousand and 00/100 Dollars (\$200,000.00) be transferred from Free Cash for this purpose.

SUMMARY

The environment plays a vital role in the economy of our community. Funding opportunities for these types of projects, such as grants or cost offsets from utility companies have funding cycles and commitment deadlines that do not always align with our fiscal year or town meeting schedule. This article provides a funding source for projects or funding to use as a match to pursue grants or other funding opportunities as they arise. For example, the Town is currently considering the installation of four dual-port charging stations at an estimated cost of \$120,000. These costs will likely be offset by a utility company, but the exact amount of the offset versus cost to the town is unknown until the project completes the approval process.

Relates to FY24 Select Board Goal #2

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 5 – YES 2 – NO 0 – ABSTAIN

ARTICLE 7. FUNDING FOR SUSTAINABILITY & ENERGY MANAGER

To see if the Town will vote to transfer from available funds a sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), or any other sum, for the purpose of hiring and/or contracting for services for a Sustainability & Energy Manager, including all expenses incidental and related thereto, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) be transferred from Free Cash for this purpose.

SUMMARY

This article would fund the creation of a part-time Energy Manager for Orleans. The Energy Manager in conjunction with the Buildings & Facilities Manager will develop energy efficiency projects, submit Green Community grant applications, track implementation of energy reduction projects, complete grant reports and the annual Green Community report to the Department of Energy Resources, and support Inflation Reduction Act Energy Direct Pay clean energy, clean vehicle, and electric vehicle charging projects.

Relates to FY24 Select Board Goal #2

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	5 – YES	2 – NO	0 – ABSTAIN

ARTICLE 8. FUND DESIGN OF SOLAR PROJECT AT THE WATER TREATMENT PLANT

To see if the Town will vote to transfer from available funds the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), or any other sum, for the purpose of funding conceptual design services for a solar project at the Water Treatment Plant including all costs incidental and related thereto, and further to authorize and direct the Select Board, to the extent required under Article 97 of the Amendments to the Massachusetts Constitution, to petition the Great and General Court of the Commonwealth of Massachusetts for special legislation to allow for the installation of a solar array within the Town Watershed property to provide electric power for Water Department purposes only, and further to authorize the Select Board, the Board of Water & Sewer Commissioners and /or Town Manager to apply for and accept any Federal, State, and County grants or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (Board of Water & Sewer Commissioners)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) be transferred from Water Surplus Funds for these purposes.

SUMMARY

This is an article for concept design services related to the installation of solar arrays at the Water Treatment Plant to offset electrical costs for the Water Department and to authorize the Select Board to petition the Great and General Court of the Commonwealth of Massachusetts for special legislation, as needed.

Relates to FY24 Select Board Goal #2

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 1 – YES 6 – NO 0 – ABSTAIN

ARTICLE 9. FUND CONCEPTUAL DESIGN/BID SERVICES FOR REPLACEMENT OF AIR HANDLING SYSTEM AT THE WATER TREATMENT PLANT

To see if the Town will vote to transfer from available funds the sum of Seventy-Five Thousand and 00/100 Dollars (\$75,000.00), or any other sum, for the purpose of funding conceptual design/bid services for the replacement of the air handling system at the Water Treatment Plant including all costs incidental and related thereto, and further authorize the Select Board, the Board of Water & Sewer Commissioners and /or Town Manager to apply for and accept any Federal, State, and County grants or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (Board of Water & Sewer Commissioners)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Seventy-Five Thousand and 00/100 Dollars (\$75,000.00) be transferred from Water Surplus Funds for these purposes.

SUMMARY

This is an article for concept design services to replace the existing aging air handling system at the Water Treatment Plant with new energy-efficient equipment. The project will also create redundancies within the air handler system in order to eliminate the consequences of failures. This system is vital for the filtration of water.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 10. APPROPRIATE COMMUNITY PRESERVATION FUNDS FOR PRECONSTRUCTION PLANNING & DESIGN PLANS FOR PICKLEBALL COURTS OR OTHER MUNICIPAL USES AT TOWN’S BAY RIDGE LANE PROPERTY

To see if the Town will vote to appropriate the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), or any other sum, from the Community Preservation Fund FY 2024 Estimated State Match for the preconstruction planning and design plans for pickleball courts or other municipal uses on town-owned property located on Bay Ridge Lane, including all expenses incidental and related thereto, or to take any other action relative thereto. (Community Preservation Committee)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) be appropriated from the Community Preservation Fund FY 2024 Estimated State Match for this purpose.

SUMMARY

This article would fund preconstruction planning and design plans at 18-21 Bay Ridge Lane (old Highway Dept. garage) for pickleball courts or other municipal uses.

Relates to FY24 Select Board Goal #4

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	7 – YES	0 – NO	0 – ABSTAIN

ARTICLE 11. FUND SUCCESSION PLANNING AND REORGANIZATIONAL-RELATED EXPENSES

To see if the Town will vote to transfer from Free Cash the sum of One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00), or any other sum, for the purpose of funding expenses related to succession planning, recruitment, regionalization, and reorganization including all expenses incidental and related thereto, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00), be transferred from Free Cash for this purpose.

SUMMARY

This article will fund costs for professional service expenses and related costs as determined by the Town Manager. The focus of the work will be succession planning, reorganization, regionalization, modernization, and efficiencies. The key areas of review

will include the town meeting and warrant process, position reclassifications and recruitments, personnel bylaw, existing employment agreements, staffing structures, and regional opportunities.

Relates FY24 Select Board Goals #'s 6, 8, 14

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 12. FUND HUMAN RESOURCES STAFFING AND RELATED EXPENSES

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00), or any other sum, to fund a Human Resources position, including all expenses incidental and related thereto, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00) be raised and appropriated for these purposes.

SUMMARY

The Town does not currently have a position dedicated to the Town’s Human Resources. The complexity of staffing and legal issues combined with the sheer volume of hiring, require that an executive position be created. The article funds one full-time employee with benefits.

Relates to FY24 Select Board # 8

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 13. FUND RECREATION DEPARTMENT STAFFING & RELATED OPERATIONAL EXPENSES

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of One Hundred Sixty-Eight Thousand and 00/100 Dollars (\$168,000.00), or any other sum, to fund costs for additional staffing, and related operational expenses for the Recreation Department, including all expenses incidental and related thereto, provided however that such appropriation shall be contingent upon the passage of a general override ballot question under the provisions of Massachusetts General Laws, Chapter 59, Sec. 21C, paragraphs (g) and (m) (Proposition 2 ½ so-called) or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of One Hundred Sixty-Eight Thousand and 00/100 Dollars (\$168,000.00), be raised and appropriated for this purpose provided however that such appropriation shall be contingent upon the passage of a general override ballot question under the provisions of Massachusetts General Laws, Chapter 59 Sec. 21C, paragraphs (g) and (m) (Proposition 2 ½ so-called) to assess an additional One Hundred Sixty-Eight Thousand and 00/100 Dollars (\$168,000) in real estate and personal property taxes for the purpose of funding additional staffing, including all expenses incidental and related thereto for the fiscal year beginning July 1, 2023.

SUMMARY

A study by the UMass Collins Center identified recommendations to improve staffing and services in the Recreation Department. This article is the first step in adopting those recommendations. This article adds 1.5 full-time equivalent in salaries and benefits and provides funding for facility use and maintenance costs related to the operation of the Recreation Department.

Relates to FY24 Select Board # 10

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	7 – YES	0 – NO	0 – ABSTAIN

ARTICLE 14. AMEND PERSONNEL BYLAW TO ADD POSITION TITLES

To see if the Town will vote to amend the Personnel Bylaw by adding the following position titles: Human Resources Director; Human Resources Coordinator, Assistant Public Works and Natural Resources Director, Project and Procurement Director, Assistant Recreation Director, Recreation Program Manager, Sustainability and Energy Manager, and Assistant to the Director/Department Manager, with grade placements to be determined by the Town Manager using the existing classification methodology: or to take any action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

The current Personnel Bylaw requires that title additions or changes be amended by vote at Town Meeting. The addition of a title in the Bylaw does not create a new position. The creation of a position is a separate process with its own vote. The titles listed in this article are text changes to the Bylaw. Adding titles provides options for the reclassification of certain positions if a need arises. A copy of the amendment is on file with the Town Clerk.

Relates to FY24 Select Board Goal # 8

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 15. COMPREHENSIVE PLAN UPDATE

To see if the Town will vote to transfer from available funds the sum of One Hundred Twenty Thousand and 00/100 Dollars (\$120,000.00), or any other sum, for the purpose of updating the Town’s Comprehensive Plan, including all expenses incidental and related thereto or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of One Hundred Twenty Thousand and 00/100 Dollars (\$120,000.00) be transferred from Free Cash for this purpose.

SUMMARY

The article would fund the completion of a new long-range comprehensive plan, which serves as an overall guidance document for the Town. The Orleans Home Rule Charter requires the Town to use the plan as part of its annual operating and capital budget planning. The plan addresses key issues that the Town must address, including land use & development, housing, economic sustainability, natural resource protection, and public infrastructure. Funds will be used to work with a professional consultant to complete research, develop goals, and expedite a public engagement process to ensure the plan is reflective of the needs and interests of residents and the community at large.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 16. FUND AWARENESS AND EDUCATIONAL INITIATIVES TO HONOR INDIGENOUS PEOPLES

To see if the Town will vote to transfer from available funds the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00), or any other sum, for the purpose of funding costs associated with awareness and educational initiatives to honor Indigenous Peoples including all expenses incidental and related thereto, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00) be transferred from Free Cash for this purpose.

SUMMARY

We acknowledge, with respect, that we are inhabiting the traditional lands of the Nauset and Wôpanâak (Wampanoag) peoples who have always existed here. We value their roles as past, present, and future guardians of this land. This article provides funding to begin outreach through awareness and educational initiatives.

Relates to FY24 Select Board Goal #9

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: Recommendation to be made at Town Meeting

ARTICLE 17. SPECIAL EDUCATION STABILIZATION FUND

To see if the Town will vote to create a Special Education Stabilization Fund consistent with Section 24 of Chapter 218 of the Acts of 2016, for unanticipated or unbudgeted costs of special education, out-of-district tuition, and related transportation expenses at the Orleans Elementary School, or to take any other action relative thereto. (School Committee)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

State law allows school districts to create a special purpose Stabilization Fund to pay unexpected special education expenses including district staffing and support services, out-of-district tuition, and related transportation costs. Special education expenses can vary significantly from year to year and can be a challenge to adequately address through the annual budget development process. While schools have access to State Circuit Breaker funding to help remedy unanticipated special education expenses that occur mid-year, this Stabilization Fund is another available tool. The initial creation of the fund requires adoption by the School Committee and Town Meeting. Appropriations to the fund require Town Meeting approval as well. Expenditures from the fund require a majority vote of the Select Board and School Committee.

Relates to FY24 Select Board Goal #7

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 18. FUNDING FOR THE SPECIAL EDUCATION STABILIZATION FUND

To see if the Town will vote to transfer the sum of Fifty-Two Thousand and 00/100 Dollars (\$52,000.00) from Free Cash to the Special Education Stabilization Fund, or to take any other action relative thereto. (School Committee)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Fifty-Two Thousand and 00/100 Dollars (\$52,000.00) be transferred from Free Cash for this purpose.

SUMMARY

This article will provide initial funding for the new Special Education Stabilization Fund if approved within Article 17.

Relates to FY24 Select Board #7

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	7 – YES	0 – NO	0 – ABSTAIN

ARTICLE 19. TRANSFER FY23 OPIOID SETTLEMENT PAYMENTS FROM FREE CASH TO OPIOID SETTLEMENT STABILIZATION FUND

To see if the Town will vote to transfer from Free Cash the sum of Forty-One Thousand Three Hundred Forty-Five Dollars and 67/100 Dollars (\$41,345.67), or any other sum, to the Town’s Special Purpose Opioid Settlement Stabilization Fund, or to take any other action relative thereto. (Select Board)

(Simply Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Forty-One Thousand Three Hundred Forty-Five and 67/100 Dollars (\$41,345.67), be transferred from Free Cash for this purpose and for costs incidental and related thereto.

SUMMARY

The recent opioid multi-district litigation has resulted in numerous settlement proceeds payable to municipalities in the Commonwealth. These proceeds can only be spent on programs and initiatives to combat opioid addiction, as outlined by the Massachusetts Attorney General. As a rule, the funds received by the Town are deposited into the General Fund, making it difficult to account for expenditures of the settlement proceeds. Therefore, at the Annual Town Meeting in May of 2023, the Town voted to create a special purpose Stabilization Fund in order to make it easier to track related expenditures. This article transfers the settlement funds received by the Town in FY 2023 to this stabilization fund for this purpose.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 20. FUNDING FOR THE OPIOID SETTLEMENT PROGRAM EXPENSES

To see if the Town will vote to transfer the sum of Forty-One Thousand Three Hundred Forty-Five and 67/100 Dollars (\$41,345.67) from the Opioid Settlement Stabilization Fund to fund costs and expenses for programs and initiatives to combat opioid addiction, or to take any other action relative thereto. (Board of Health)

(2/3 Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant and that the sum of Forty-One Thousand Three Hundred Forty-Five and 67/100 Dollars (\$41,345.67) be transferred from the Opioid Settlement Stabilization Fund for this purpose.

SUMMARY

Almost every municipality in Massachusetts has received Opioid Settlement Funds proportionate to the severity and impact of the epidemic within their respective jurisdictions. In FY23, Orleans received \$41,345.67. Once these funds are moved from the Opioid Settlement Stabilization Fund they shall be used to implement strategies such as treatment and harm reduction. Municipalities are encouraged by the State to pool funds and collaborate to increase the impact of this initiative. Transfer of the funds will allow the Board of Health to thoughtfully distribute them to appropriate organizations working towards mitigating the opioid crisis in our community.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 21. TRANSFER OF UNEXPENDED BOND PROCEEDS

To see if the Town will vote to appropriate the following unexpended amounts of money that were initially borrowed to finance the following projects that are now complete and for which no further liability remains, to pay costs associated with funding the Construction Of The Downtown Sewer Collection System By MASSDOT As Part Of The Main Street Intersection Project authorized under Article 1 of the October 16, 2017 Special Town Meeting, as permitted by Chapter 44, Section 20 of the General Laws:

Item #	Description	Town Meeting Approval Date	Article #	Unexpended Amount
1	Engineering Study by Petition - Narrows Dredging	10/24/2016	6	\$ 88,448.00
2	Improvements to Orleans Elementary School Heating & Ventilation Systems	10/16/2017	5	\$ 278.00
3	Engineering Design & Permitting Services for Nauset Estuary Dredging Project	10/31/2020	16	\$ 43,404.21
4	Engineering For Dredge Disposal Sites in Pleasant Bay & Dredge a Channel to Mill Pond in Nauset Estuary	10/31/2020	18	\$ 22,500.00
5	Implementation Nauset Beach Retreat Master Plan and Facility Relocation	10/29/2018	5	\$ 218,715.53
6	Tri-Town Demolition	10/29/2018	2	\$ 69,871.35
7	Rock Harbor Dredging Project	10/25/2021	8	\$ 395,325.59
8	Rock Harbor Bulkhead Replacement Project	5/9/2016	10	\$ 3,927.84
9	Preliminary Design Plan for Dredging Project in Nauset Estuary	5/9/2016	10	\$ 9,833.01
10	Main Street Reconstruction & Village Center Streetscape	5/13/2019	25	\$ 168,497.51
11	Replace OES Windows & Roofs - Design & OPM Services	5/22/2021	22	\$ 146,185.41
12	Fund New DPW & Natural Resources Central Garage & Facilities Construction	5/8/2017	12	\$ 77,535.56
13	Installation of Landfill Methane Gas Flare Replacement	10/25/2021	6	\$ 52,160.00
14	Rock Harbor Water Main	6/20/2020	15	\$ 3,240.00
15	Orleans Elementary School Window/Doors Replacement Project	10/27/2014	1	\$ 139.28
	TOTAL			\$1,300,061.29

Or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant for the purpose set forth in the article.

SUMMARY

The costs to complete the aforementioned projects came in under budget. This article will re-purpose these funds to reduce the amounts to be borrowed to fund the Construction of the Downtown Sewer Collection System by MASSDOT as Part of the Main Street Intersection Project authorized under Article 1 of the October 16, 2017 Special Town Meeting.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 22. RESCIND DEBT AUTHORIZATIONS FOR CLOSED PROJECTS

To see if the Town will vote to rescind the outstanding balances of the authorized and unissued borrowing for the following projects:

	TOWN		AMOUNT	TOTAL	TOTAL
	MEETING	ARTICLE	AUTHORIZED	ISSUED/ RETIRED/ RESCINDED	UNISSUED
NON-EXEMPT DEBT					
Engineering & Design to Connect Well #7 to WTP	05/07/2018	22	\$ 210,000.00	\$ 209,999.05	\$ 0.95
TOTAL NON-EXEMPT DEBT			\$ 210,000.00	\$ 209,999.05	\$ 0.95
EXEMPT DEBT					
Nauset Beach Retreat Master Plan & Design	05/07/2018	6	\$ 175,000.00	\$ 174,999.77	\$ 0.23
Replace Bulkheads at Rock Harbor & Town Cove – Design	05/13/2019	23	\$ 430,000.00	\$ 429,999.93	\$ 0.07
Main St. Reconstruction & Village Center Streetscape	05/13/2019	25	\$ 600,000.00	\$ 599,999.27	\$ 0.73
CWRMP Implementation/Construction (Downtown Area)	05/13/2019	16	\$47,382,800.00	\$32,530,500.00	\$14,852,300.00
CWRMP Implementation – Planning/Engineering & Adaptive Management	05/07/2018	14	\$ 4,223,600.00	\$ 4,044,011.45	\$ 179,588.55
TOTAL EXEMPT DEBT			\$52,811,400.00	\$37,779,510.42	\$15,031,889.58
TOTAL AUTHORIZED & UNISSUED TO BE RESCINDED					\$15,031,890.53

The total to be rescinded is Fifteen Million Thirty-One Thousand Eight Hundred-Ninety and 53/100 Dollars (\$15,031,890.53), or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

The Town received a subsidy award in the amount of \$14,852,300.00 from the Cape Cod & Islands Water Protection Fund to offset construction costs related to the CWRMP Downtown sewer area and septage treatment plant; therefore, the Town does not need to borrow these funds. The costs to complete the other projects are below the budgeted

amount, and therefore the rescinded amount are the funds that are not needed and will not be borrowed.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 23. AMEND GENERAL BYLAWS CHAPTER 85 - ANIMAL CONTROL BYLAW FOR SERVICE DOGS

To see if the Town will vote to amend Chapter 85 – Animal Control Bylaw, under Section 85-6 A fees to read as follows:

Bold & Underline = new language

§ 85-6 Fees.

A. License Fees/Late Fees

a. The fees for dog licenses are as follows:

i. Spayed and neutered dogs Six (\$10) Dollars.

ii. Non-spayed, Non-neutered dogs Twelve (\$15.00) Dollars.

iii. Kennels

1. Not more than four dogs, Ten (\$10.00) Dollars

2. More than four but not more than ten dogs, Twenty-five (\$25.00) Dollars.

3. More than ten dogs, Fifty (\$50.00) Dollars.

iv. A \$5.00 late fee will be assessed for licenses obtained after March 1st; and, a \$25.00 dollar late fine will be assessed for licenses obtained after June 1st in addition to the license fee

V. No fee shall be charged for a license for service dogs as defined by the Americans with Disabilities Act under section 139 of Chapter 140 of the Massachusetts General Laws, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

The purpose of this article is to amend the Town’s General Bylaws related to the Animal Control bylaw to exempt citizens with Service Dogs from paying the annual licensing fees.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: No Significant Fiscal Implication

ARTICLE 24. HOME RULE PETITION FOR A PESTICIDE REDUCTION BYLAW

To see if the Town will vote to authorize and direct the Select Board to petition the Great and General Court of the Commonwealth of Massachusetts for special legislation, authorizing the Town to adopt a Pesticide Reduction Bylaw (the bylaw), the text of which is set forth below, and to authorize the General Court, with the approval of the Select Board, to make changes of form to the text thereto as may be necessary or advisable in order to accomplish the intent and public purpose of this legislation in order to secure passage; and vote to adopt the bylaw as follows:

CHAPTER ____ PESTICIDE REDUCTION BYLAW

§1. Purpose.

The purpose of this bylaw is to reduce toxic pesticide use in and on public and private property in the Town of Orleans in order to promote a healthy environment and to protect the public from the hazards of pesticides, and for implementation of sustainable land and building management practices on all public and private property.

§2. Findings.

- A. Scientific studies associate exposure to pesticides with asthma, cancer, developmental and learning disabilities, nerve and immune system damage, liver or kidney damage, reproductive impairment, birth defects, and disruption of the endocrine system.
- B. Infants, children, pregnant women, the elderly, and people with compromised immune systems and chemical sensitivities are especially vulnerable to pesticide effects and exposure.
- C. Pesticides are harmful to pets and wildlife, including threatened and endangered species, soil microbiology, plants, and natural ecosystems.
- D. Toxic runoff from chemical fertilizers and pesticides pollute streams, lakes, estuaries, and drinking water sources.
- E. The use of pesticides is not necessary to create and maintain green lawns and landscapes given the availability of viable alternatives practices and products.
- F. People have a right not to be involuntarily exposed to pesticides in the air, water or soil that inevitably result from chemical drift and contaminated runoff.
- G. Sustainable land and building management practices that emphasize non-chemical methods of pest prevention and management, and least-toxic pesticide use as a last resort, will eliminate the use of and exposure to pesticides while controlling pest populations.

- H. Sustainable land and building management practices complement other important goals of Orleans' maintenance and administration, such as energy conservation and security.
- I. Orleans embraces a precautionary approach to the use of pesticides in order to adequately protect people and the environment from the harmful effects of pesticides.
- J. Application of chemicals simply for aesthetic/cosmetic purposes has harmful consequences for our ecosystem, children and pets. Pollinators are directly harmed by applications particularly the indiscriminate (and long-term ineffective) spraying of pesticides.

§3. Authority.

This bylaw is adopted under authority granted by the Home Rule amendment to the Massachusetts Constitution and the provisions of any Special Legislation passed by the Legislature.

§4. Definitions.

For the purposes of this bylaw, the following definitions shall apply:

Allowed Materials List - The list of acceptable pesticides is limited to the following:

- 1) All non-synthetic (natural) materials, with the exception of prohibited non-synthetic materials under 7 CFR 205.602;
- 2) Any synthetic material listed at 7 CFR 205.601 that is labeled for turf uses, subject to discretionary authority to require disclosure of inert ingredients; and
- 3) 25b listed pesticides under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).

Inert ingredient - Any substance (or group of substances with similar chemical structures if designated by the Environmental Protection Agency) (EPA) other than an active ingredient that is intentionally included in any pesticide product (40 CFR 152.3(m)) [7 CFR 205.2 Terms defined.], and are not classified by the EPA Administrator as inserts of toxicological concern. [7 U.S.C. 6502(21) Definitions]

Non-synthetic (natural) materials - A substance that is derived from mineral, plant, or animal matter and does not undergo a synthetic process as defined in section 6502(21) of the Organic Foods Production Act. For the purposes of this part, 'non-synthetic' is used as a synonym for natural as the term is used in the regulations. [7 CFR 205.2 Terms defined.]

Pesticide — Any substance or mixture of substances intended for: (i) preventing, destroying, repelling, or mitigating any pest; (ii) use as a plant regulator, defoliant, or desiccant; or (iii) use as a spray adjuvant such as a wetting agent or adhesive. The term

'pesticide' includes insecticides, herbicides, fungicides, and rodenticides, but does not include cleaning products other than those that contain pesticidal agents.

Synthetic materials - A substance that is formulated or manufactured by a chemical process or by a process that chemically changes a substance extracted from naturally occurring plant, animal, or mineral sources, except that such term shall not apply to substances created by naturally occurring biological processes. [7 U.S.C. 6502(21) Definitions]

§5. Prohibitions.

The application of any Pesticide that is not on the Allowed Material List is prohibited, except as permitted in this bylaw.

§6. Exceptions.

A. The application of the following Pesticides is allowed:

1. Indoor pest sprays and insect baits (excluding rodent baits)
2. Insect repellants for personal and household use
3. Pet: Flea and tick sprays, powders, and pet collars
4. Kitchen, laundry, and bath disinfectants and sanitizer
5. Products labeled primarily to kill mold and mildew
6. Usage for commercial farming and nurseries.

B. Pesticides for the treatment of invasive plants for ecological restoration (see Massachusetts Invasive Plant Advisory Group current lists of Invasive, Likely Invasive, and Potentially Invasive <https://www.massnrc.org/mipag/>) may be used upon the grant of a waiver by the Town Manager or authorized designee.

C. If an emergency public health situation warrants the use of Pesticides, which would otherwise not be permitted under this bylaw, the Town Manager or authorized designee shall have the authority to grant a temporary waiver on a case-by-case basis after an evaluation of all alternative methods and materials.

§7. Enforcement.

The enforcement authority shall be the Town Manager, or any town officials as designated by the Select Board to oversee and enforce the provisions of this bylaw.

§8. Penalties.

Any person who violates any provision of this bylaw shall be punished by a fine of one hundred dollars (\$100.00) for the first offense and three hundred dollars (\$300.00) for each offense thereafter. Each day or portion thereof during which a violation continues shall constitute a separate offense and a violation of each provision of the bylaw shall constitute a separate offense.

If the offender is a commercial applicator, the right to do business in Orleans may be revoked.

§9. Severability.

The provisions of this bylaw are hereby declared to be severable. If any provision, paragraph, sentence, or clause of this bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this bylaw.

Provided, that this bylaw is subject to the Town obtaining special legislation from the Great and General Court of the Commonwealth of Massachusetts authorizing the Pesticide Reduction Bylaw as aforesaid; or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move this article be accepted and adopted as printed in the warrant and that the Select Board be authorized to petition the Great and General Court for special legislation as set forth therein and that the Pesticide Reduction Bylaw be adopted subject to the approval of the special legislation.

SUMMARY

The article authorizes the Select Board to file special legislation authorizing the adoption of the proposed bylaw as the application of pesticides in Orleans is currently primarily regulated by state and federal law. This article also proposes the adoption of a bylaw that seeks to reduce toxic pesticide use in and on public and private property in order to promote a healthy environment and to protect the public from the hazards of pesticide use. It does not prohibit businesses from selling products containing pesticides to anyone.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 3 – YES 3 – NO 1 – ABSTAIN

ARTICLE 25. AUTHORIZE SPECIAL ACT TO DEDICATE ISLAND ROUNDABOUT – ROUTE 28 & 39

To see if the Town will vote to authorize and direct the Select Board to petition the Great and General Court of the Commonwealth of Massachusetts for special legislation to dedicate the roundabout at the intersection of Route 28 and 39 in honor of Dorofei Klimshuk; however, any signage associated with such dedication be located along the frontage of 411 South Orleans Rd immediately adjacent to the roundabout, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

This is an article to petition the state legislature to dedicate the new roundabout in S. Orleans to Dorofei Klimshuk, a long-time South Orleans resident who was a builder of homes and boats and loved to sail on Pleasant Bay.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: No Significant Fiscal Implication

ARTICLE 26. EXPAND THE PHASE III PRELIMINARY DESIGN/PROJECT OF THE COMPREHENSIVE WATER RESOURCES MANAGEMENT PLAN

To see if the Town will vote to amend the action taken under Article 16 of the May 8, 2023 Annual Town Meeting warrant to expand the area included in the Survey and Preliminary Design of Phase III–Lakes and Ponds Sewer Study Area including Contract Administration, Engineering, and Owner’s Project Management Services to include the areas shown on a Map on file in the office of the Town Clerk consisting of 54 additional properties, including all expenses incidental and related thereto, or to take any other action relative thereto. (Select Board and Board of Water and Sewer Commissioners)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

This article will expand the Phase III-Lakes and Ponds Study Area to include the areas shown on a Map on file in the office of the Town Clerk consisting of 54 additional properties. Article 16 authorized the Phase III Study Area shown on the Map (includes Arey’s Pond). This article expands the Phase III Study Area to include the additional areas shown on the Map. No additional appropriation is sought for this purpose.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 6 – YES 0 – NO 1 – ABSTAIN

ARTICLE 27. EXPAND MEETINGHOUSE POND SEWER COLLECTION SYSTEM AREA

To see if the Town will vote to amend the action taken under Article 19 of the May 9, 2022 Annual Town Meeting warrant to expand the Phase II Meetinghouse Pond Area Collection System and Pumping Station Project to include the additional 41 properties shown on a Map on file in the office of the Town Clerk, including all expenses incidental and related thereto; and further to authorize the Select Board to acquire, by purchasing gift, eminent domain or otherwise, easements or such other interests in land as necessary to undertake the expanded Meetinghouse Pond Area Collection System and Pumping Station Project, or to take any other action relative thereto. (Select Board and Board of Water and Sewer Commissioners)

(2/3 Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

This article will expand the construction area approved under Article 19 of the May 9, 2022 Annual Town Meeting Warrant for the Phase II Meetinghouse Pond Area Collection System and Pumping Station Project to include the additional area consisting of 41 properties as shown on a Map on file in the office of the Town Clerk. No additional appropriation is sought for this purpose.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 6 – YES 0 – NO 1 – ABSTAIN

ARTICLE 28. AMEND FUNDING FOR ROCK HARBOR FUEL TANK CONSTRUCTION

To see if the Town will amend the action taken under Article 20 of May 8, 2023 by deleting the requirement that any grant funds be used to offset the total appropriation of One Hundred Seventy Thousand and 00/100 Dollars (\$170,000.00) and substituting therefore a provision that any grant funds received by the Town for the purposes set forth in the article may be expended in addition to the funds appropriated under Article 20, or take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed.

SUMMARY

The total estimated cost of the Rock Harbor Fuel Tank Construction Project is \$799,355. The Town has been awarded a Massachusetts Coastal Zone Management Grant in the amount of \$599,516 which contains a requirement that the Town be responsible for 25% of the cost of the project. The Town has appropriated \$200,000 (25% of the project), \$30,000 under Article 8 of the October 17, 2022 Special Town Meeting, and \$170,000 under Article 20 of the May 8, 2023 Annual Town Meeting. However, those appropriations were contingent on being offset by any grant funds received. Given the total estimated cost of the project and the grant requirement that the Town provide a 25% match, the grant offset provision contained in Article 20, needs to be deleted.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: No Significant Fiscal Implication

ARTICLE 29. AUTHORIZE CHANGES IN FEE SCHEDULE

To see if the Town will vote, pursuant to the Orleans Code S.94-8 A, and B, to authorize the Select Board to increase user fees as set forth in the following schedule, effective January 1, 2024, or to take any other action relative thereto. (Select Board and Board of Water and Sewer Commissioners)

Sewer Department (440)	Current	Proposed
Failure to Connect after Town Order	\$50.00/Day	\$250.00/Day
Sewer Service Area Expansion Application (Single Family Home)	\$1,500.00	\$250.00
Sewer Markout Fee	\$0	\$40

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

This article will adopt the Board of Water & Sewer Commissioners’ recommended changes to the current fee schedule. In accordance with the Orleans Code, the Select Board may not increase user fees, license fees, or permit fees by more than 5%, or set new fees, without Town Meeting approval.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 7 – YES 0 – NO 0 – ABSTAIN

ARTICLE 30. AMEND GENERAL BYLAWS TO ADOPT SPECIALIZED ENERGY CODE

To see if the Town will vote to replace Chapter 131 of the Town of Orleans General Bylaws entitled “Stretch Energy Code” with “Specialized Energy Code” (language below) for the purpose of regulating the design and construction of buildings for the effective use of energy and reduction of greenhouse emissions, pursuant to 225 CMR 22 and 23 including Appendices RC and CC, including future editions, amendments or modifications thereto, with an effective date of July 1, 2024, a copy of which is on file with the Town Clerk:

CHAPTER 131 SPECIALIZED ENERGY CODE

131-1 TITLE

This bylaw shall be cited and may be referred to as the specialized energy code.

131-2 PURPOSE

The purpose of 225 CMR 22.00 and 23.00 including Appendices RC and CC, also referred to as the Specialized Energy Code is to provide a more energy-efficient and low greenhouse gas emissions alternative to the Stretch Energy Code or the baseline Massachusetts Energy Code, applicable to the relevant sections of the building code for both new construction and existing buildings.

131-3 APPLICABILITY

This energy code applies to residential and commercial buildings.

131-4 DEFINITIONS

International Energy Conservation Code (IECC) – The International Energy Conservation Code (IECC) is a building energy code created by the International Code Council. It is a

model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy efficiency and is updated on a three-year cycle. The baseline energy conservation requirements of the MA State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards and published in state regulations as part of 780 CMR.

Specialized Energy Code – Codified by the entirety of 225 CMR 22 and 23 including Appendices RC and CC, the Specialized Energy Code adds residential and commercial appendices to the Massachusetts Stretch Energy Code, based upon amendments to the respective net-zero appendices of the International Energy Conservation Code (IECC) to incorporate the energy efficiency of the Stretch energy code and further reduce the climate impacts of buildings built to this code, with the goal of achieving net-zero greenhouse gas emissions from the building sector no later than 2050.

Stretch Energy Code- Codified by the combination of 225 CMR 22 and 231, not including Appendices RC and CC, the Stretch Energy Code is a comprehensive set of amendments to the International Energy Conservation Code (IECC) seeking to achieve all lifecycle cost-effective energy efficiency in accordance with the Green Communities Act of 2008, as well as to reduce the climate impacts of buildings built to this code.

131-5 ENFORCEABILITY

The Specialized energy Code is enforceable by the Building Commissioner or local Building Inspector. (Select Board)

Or take any other action relative thereto.

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted and adopted as printed in the warrant.

SUMMARY

This article advances the efforts of the Town of Orleans and the State of Massachusetts to combat climate change and global warming. This article, which applies only to new construction of residential, commercial and municipal construction, adopts the newly available “Specialized Energy Code,” which increases insulation and air sealing requirements in new mixed-fuel residential construction greater than 4,000 square feet and multi-family housing greater than 12,000 square feet, requires on-site renewable energy for certain construction, and facilitates the use of electric vehicles, among other things.

SB:	5 – YES	0 – NO	0 – ABSTAIN
FC:	6 – YES	1 – NO	0 – ABSTAIN

ARTICLE 31. FREE CASH TRANSFER TO GENERAL STABILIZATION FUND

To see if the Town will vote to transfer from Free Cash the sum of Three Hundred Forty-Eight Thousand One Hundred Sixty-One and 00/100 Dollars (\$348,161.00), or any other

sum, to the Town's General Stabilization Fund, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move this article be accepted and adopted as printed in the warrant and transfer from Free Cash the sum of Three Hundred Forty-Eight Thousand One Hundred Sixty-One and 00/100 Dollars (\$348,161.00) to the Town's General Stabilization Fund for this purpose.

SUMMARY

The General Stabilization Fund is the Town's main reserve fund designed to provide financial stability for the Town while improving the Town's creditworthiness, liquidity, and flexibility. The provisions of this fund are dictated by Massachusetts General Law (MGL), Chapter 40, Section 5B. Transfers requested into this fund comply with the Town's General Operating Reserve Policy adopted by the Select Board on September 23, 2020, which states that the Town will endeavor to maintain a target minimum balance in the General Stabilization Fund of 12% – 14% of the annual general fund operating budget. *This transfer will result in achieving a 14% targeted balance.*

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: 6 – YES 1 – NO 0 – ABSTAIN

ARTICLE 32. ALUM TREATMENT AT PILGRIM LAKE

To see if the Town will vote to transfer from Free Cash the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00), for the treatment of Pilgrim Lake with Alum, or to take any other action relative thereto. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move that this article be accepted as printed in the warrant and the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) be transferred from Free Cash for this purpose.

SUMMARY

Discussion about the treatment of Pilgrim Lake with Alum is an important issue that should be discussed and determined by Town Meeting. If the Town Meeting votes to move forward, Town staff would need to take the following steps:

- 1. Hire Environmental Consultant for NOI weeks 1-2
- 2. Environmental Consultant prepares Notice of Intent application weeks 3-6
- 3. Public Hearing with Conservation Commission week 12
- 4. Decision by Conservation Commission week 16
- 5. Appeal period on decision:
 - a. If appealed, goes to DEP for Superseding Order (Add 26+ weeks for DEP decision)
 - b. If no appeal, the earliest date work may commence week 19
- 6. Town puts work out to bid, contracts with vendor week 23

This would enable a treatment to take place in late February/early March. The timing would be consistent with anticipated Time of Year restrictions to protect migrating fish.

SB: 5 – YES 0 – NO 0 – ABSTAIN
FC: Recommendation to be made at Town Meeting

ARTICLE 33. CLOSING ARTICLE

And to act on any other business that may legally come before the meeting. (Select Board)

(Simple Majority Vote Required)

PROPOSED MOTION

I move this meeting be adjourned.

Given under our hands this THIRTEENTH day of SEPTEMBER in the year of our Lord TWO THOUSAND TWENTY-THREE

A true copy.
Attest:
Kelly L. Darling
Town Clerk

Michael Allen Herman, Chairman
Mark W. Mathison, Vice Chairman
Kevin F. Galligan
Mefford R. Runyon
Andrea Shaw Reed

ORLEANS SELECT BOARD

BARNSTABLE SS.

PURSUANT TO THE WITHIN WARRANT, I have notified and warned the inhabitants of the Town of Orleans by posting up attested copies of the Special Town Meeting to be held on Monday, October 16, 2023 at the ORLEANS POST OFFICE, SOUTH ORLEANS POST OFFICE, and EAST ORLEANS POST OFFICE fourteen (14) days before the date, time and place of the meeting, as within directed.

Mary E. Stevens, Constable

THE COMMONWEALTH OF MASSACHUSETTS

Barnstable SS:

To either of the Constables of the Town of Orleans in the County of Barnstable
GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections and in Town affairs, to meet at Precinct #1 and Precinct #2, in the Council on Aging Senior Center in said Orleans on Tuesday the SEVENTH Day of NOVEMBER in the year TWO THOUSAND TWENTY-THREE from 9:00 am to 7:00 pm to vote on the following.

QUESTION 1.

Shall the Town of Orleans be allowed to assess an additional \$925,000 in real estate and personal property taxes to pay the salary and fringe benefit costs for (8) eight new full-time firefighters, for the fiscal year beginning July 1, 2023?

YES _____ NO _____

QUESTION 2.

Shall the Town of Orleans be allowed to exempt from the provisions of Proposition 2 ½, so-called, the additional amounts required to pay for the bond issued in order to fund the purchase of an aerial ladder truck for the Fire Department, including all expenses incidental and related thereto?

YES _____ NO _____

QUESTION 3.

Shall the Town of Orleans be allowed to assess an additional \$168,000 in real estate and personal property taxes for the purpose of funding additional staffing and related operational expenses for the Recreation Department, including all expenses incidental and related thereto, for the fiscal year beginning July 1, 2023?

Yes _____ NO _____

And you are directed to serve this Warrant, by posting up attested copies thereof at the ORLEANS POST OFFICE, SOUTH ORLEANS POST OFFICE, and EAST ORLEANS POST OFFICE in said Town, seven (7) days at least before the time of holding said Election.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of the Election, as aforesaid.

Given under our hands this THIRTEENTH day of SEPTEMBER in the year of our Lord TWO THOUSAND TWENTY-THREE

Michael Allen Herman, Chair

A true copy.
Attest:

Mark W. Mathison

Kelly L. Darling
Town Clerk

Andrea Reed

Kevin F. Galligan

Mefford R. Runyon

ORLEANS SELECT BOARD

BARNSTABLE SS.

PURSUANT TO THE WITHIN WARRANT, I have notified and warned the inhabitants of the Town of Orleans by posting up attested copies of the said Warrant for the Special Town Election to be held on Tuesday, November 7, 2023 at the ORLEANS POST OFFICE, SOUTH ORLEANS POST OFFICE, and EAST ORLEANS POST OFFICE seven (7) days before the date, time and place of the meeting, as within directed.

Mary Stevens, Constable

TOWN OF ORLEANS BOARDS AND COMMITTEES

Affordable Housing Committee – Works to create and maintain affordable housing stock, with a goal of having at least 10% of Orleans’ year-round occupied dwelling units being designated as affordable. Seven members.

Affordable Housing Trust Fund Board – Works to provide for the creation and preservation of affordable housing in Orleans, for the benefit of low- and moderate-income households and for the funding of community housing, as defined in and in accordance with the provisions of MGL Chapter 44, §55C. Nine members.

Agricultural Advisory Council – Represents the town’s agricultural community with regard to sustainable agriculture-based economic activities in Orleans. Five regular and two associate members.

Architectural Review Committee – Promotes the continuation of attractive building and landscaping styles, with a good blending of the old and the new. Five regular and two associate members.

Bike, Pedestrian, Traffic & Parking Study Committee – Serves to promote the safety of cyclists, vehicles, and pedestrians, as well as recommend improvements to the effectiveness of local transportation. Eleven regular and one associate member, including Police Chief, Fire Chief, DPW Director, and Community Development Director.

Board of Assessors – Sets policies regarding property valuation; sets tax rates; administers motor vehicle and boat excise; hears assessment appeals and abatements; reviews exemption applications; and administers betterments. Three members.

Board of Health - Elected board that through Massachusetts General Laws and state regulations, is responsible for protecting the public health, safety and environment of the community accomplished through enforcement of state laws, the sanitary and environmental code, adopting reasonable local health regulations and by implementing preventive programs. Five members.

Board of Trustees for Snow Library – Elected board that acts as the governing body of Snow Library. Sets policies regarding use of the building; determines the days and hours of operation; approves, promotes and participates in functions, displays, and exhibitions held in the library; and oversees all financial matters pertaining to the library. Seven members.

Board of Water & Sewer Commissioners – Develops rules and regulations and sets policies governing the operation of the municipal water system. Oversees the watershed properties. Five regular and two associate members; with three regular and two

associates appointed by the Select Board, one regular member appointment by the Planning Board and one regular member appointed by the Board of Health.

Building Code Board of Appeals – Reviews appeals made by builders and individuals from the requirements of the Massachusetts State Building Code. Five members.

Cape Cod Commission – One person appointed by Board of Selectmen to represent the Town at the Cape Cod Commission, dealing with issues of regional significance.

Cape Cod Regional Tech High School Committee – Formulates and adopts policy for the Regional Tech School system and hires a superintendent. 1 Orleans resident to act as Representative and 1 resident to act as alternate appointed by the Town Moderator.

Charter Review Committee – Reviews the provisions of the Town of Orleans Home Rule Charter and reports any amendments deemed advisable.

Community Building Renovation Task Force – Serves to develop recommendations on possible renovation options for the Community Building (Old Firehouse). Five members and two ex-officio members.

Community Center Feasibility Task Force – Serves to develop recommendations on the needs and possible locations of a potential Community Center. Five members from various Boards and Committees, two At-Large members, and two parents of school age children.

Community Preservation Committee - The Community Preservation Committee implements the requirements of the Community Preservation Act and makes recommendations to the Town Meeting for the use of monies in the Community Preservation Fund. Eligible projects involve open space, historic preservation, community housing, and recreation that are consistent with a Community Preservation Plan based upon the Local Comprehensive Plan. Nine members; with three members appointed by the Select Board and six members appointed by specific committees.

Conservation Commission – Administers the Massachusetts Wetlands Protection Act (Mass. General Law Chapter 131, Section 40) and the Orleans Wetlands By-Law (Code of the Town of Orleans, Chapter 160); manages conservation properties. Seven regular and three associate members.

Council on Aging Board of Directors – Directs the Council on Aging, which is the designated agency to evaluate, promote and encourage new and existing activities and services for the older residents of the community. Seven members.

Cultural Council – Promotes the arts and humanities in the Town of Orleans; reviews Arts Grants Applications and makes grant awards, administers the Town Hall Art Gallery. Five to twenty-two members.

Energy and Climate Action Committee – Shall identify and review renewable energy options that meet the goals and objectives established by the Select Board and that build upon work of prior committees. The Committee shall explore and analyze topics such as energy production facilities and infrastructure, efficiency and conservation measures, regional opportunities, funding sources, business costs and revenues, and public outreach and education. Seven regular and two associate members.

Finance Committee – Reviews proposed budget, capital plan and warrant articles, and provides residents with information and recommendations resulting from their in-depth review and investigation. Nine members appointed by Town Moderator.

Fourth of July Committee – Responsible for planning, organizing, and overseeing the annual Fourth of July parade and fireworks. Seven members and three associates.

Historical Commission – Transmits the Historical Property Survey to the Massachusetts Historical Commission. Nominates properties and districts for historical designation by the State Historical Commission. Five regular and two associate members.

Human Services Advisory Committee – Reviews funding requests from human services agencies in order to determine which requests and what amounts may be presented to the Annual Town meeting for consideration. Five members.

Marine & Fresh Water Quality Committee – Studies water quality issues; devises alternatives to current practices to protect marine water resources; conducts and analyzes Town's water quality monitoring program; operates water quality laboratory. Seven members and two associate members.

Memorial Day & Veteran's Day Committee – The Committee shall plan, organize, and oversee ceremonies and events honoring our veterans on Memorial Day and Veteran's Day. Five members.

Old King's Highway Historic District Committee - The purpose of the Old King's Highway Regional Historic District Act is to promote the preservation and protection of buildings, settings, and places within the boundaries of the District. Each application shall be judged on the criteria set forth in the Act under Section 10 including therein, but not limited to, historic value and significance, general design, arrangement, texture, material, color, relative size, and settings. Five members with at least three members residing in the district.

Open Space Committee – Assists the Town in the acquisition and preservation of open space; revises and updates the Conservation, Recreation, and Open Space Plan; prepares grant applications, assists property owners in keeping private lands preserved as open space. Five members.

Personnel Advisory Board – Serves primarily in an advisory role to the Town Administrator in accordance with the policies and procedures contained under the Town's Personnel Bylaw (Code of the Town of Orleans, Chapter 40) that covers a limited number of non-union full-time, part-time and all seasonal employee positions. Board meets infrequently on an as needed basis. Three members.

Planning Board – Oversees subdivision of land, considers long range planning and initiates changes to zoning by-laws. Five regular and two associate members.

Recreation Advisory Committee - Serves as an advisory to the Recreation Director, Town Administrator, and Select Board on ways to improve and/or expand recreational programming and facilities for all age groups in the Town of Orleans. Seven regular and two associate members.

Select Board – Elected board that serves as the chief executive goal setting and policy making agency of the Town. Among other responsibilities as outlined in the Orleans Home Rule Charter, the Board enacts rules and regulations establishing town policies, acts as the licensing authority for the Town, and appoints certain personnel, board, and committee members. Five members.

Shellfish and Waterways Improvement Advisory Committee – Serves as an advisory committee to the Select Board on all matters relating to the Town's shellfish beds. Seven regular and two associate members with priority given to those possessing varied and related backgrounds in marine science, boating, shellfishing, fishing, dealers, and aquaculture both commercial and recreational.

Village Center Cultural District Committee– Promotes fine arts and culture and fosters the endeavors of artists and arts supporters through enhanced opportunity and innovative collaboration, embracing an environment supportive to the creative economy. Five to fifteen members.

Zoning Board of Appeals – Hears applications and petitions for Special Permits and Variances and makes determinations for granting or denying same under the constraints of the Zoning By-Laws of the Town and Mass. General Laws, Chapter 40A. Hears and decides appeals from decisions of the zoning administrator. Five regular and three associate members.

Zoning Bylaw Task Force – Reviews the Orleans Zoning Bylaw on an ongoing basis to identify areas for improvement, resolve discrepancies, draft new sections as needed and expand and clarify definitions. Five regular and two ex-officio members.

rev. 9/8/22



TOWN OF ORLEANS

19 School Road Orleans, MA 02653-3699
Telephone (508) 240-3700 FAX (508)240-3703
<http://www.town.orleans.ma.us>

SELECT BOARD
TOWN
ADMINISTRATOR

Citizen Interest Form

The Town of Orleans has over 35 Boards, Committees, and Commissions that serve to provide our Town with guidance, new ideas, and knowledge. We depend on the participation and dedication of our residents to fill these Boards in order to help benefit our community.

Name		Date
Residential Address		
Mailing Address		
Phone	Email	

- Are you a full-time resident of the Town? ___ yes ___ no
- Are you available to serve on a year-round basis? ___ yes ___ no
If no, what is your availability? _____
- Please list experience or educational background that may be helpful to your chosen Board, Committee, or Commission:

- What interests you most about this Board, Committee, Commission?

Before submitting your interest form, please make sure this volunteer service is a good fit for your interests and time. During your interview with the Select Board, you will be asked which of the following steps you have taken to familiarize yourself:

- | | |
|--|--|
| <input type="checkbox"/> Confirm there is a vacancy on your B/C/C | <input type="checkbox"/> Review the Charge of your chosen B/C/C |
| <input type="checkbox"/> View at least two meetings via Ch.18 recordings | <input type="checkbox"/> Review meeting schedule for time commitment |
| <input type="checkbox"/> View agendas and minutes for topic information | <input type="checkbox"/> Contact the Chair of the B/C/C for information
<i>(Request contact from Town Administrator's office)</i> |

TOWN OF ORLEANS BOARDS, COMMITTEES, AND COMMISSIONS

(please indicate up to 2 preferences)

- | | |
|--|--|
| <input type="checkbox"/> Affordable Housing Committee | <input type="checkbox"/> Finance Committee |
| <input type="checkbox"/> Affordable Housing Trust Fund Board | <input type="checkbox"/> Fourth of July Committee |
| <input type="checkbox"/> Agricultural Advisory Council | <input type="checkbox"/> Historical Commission |
| <input type="checkbox"/> Architectural Review Committee | <input type="checkbox"/> Human Services Advisory Committee |
| <input type="checkbox"/> Barnstable County Home Consortium | <input type="checkbox"/> Marine & Fresh Water Quality Committee |
| <input type="checkbox"/> Barnstable County Human Rights Comm. | <input type="checkbox"/> Memorial & Veterans Day Committee |
| <input type="checkbox"/> Bike, Pedestrian, Parking & Traffic Comm. | <input type="checkbox"/> Old Kings Highway Historic District Comm. |
| <input type="checkbox"/> Board of Assessors | <input type="checkbox"/> Open Space Committee |
| <input type="checkbox"/> Board of Water & Sewer Commissioners | <input type="checkbox"/> Personnel Advisory Board |
| <input type="checkbox"/> Building Code Board of Appeals | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Cape Cod Commission | <input type="checkbox"/> Pleasant Bay Alliance Steering Committee |
| <input type="checkbox"/> Cape Cod Light Compact | <input type="checkbox"/> Recreation Advisory Committee |
| <input type="checkbox"/> Community Preservation Committee | <input type="checkbox"/> Shellfish & Waterways Advisory Committee |
| <input type="checkbox"/> Conservation Commission | <input type="checkbox"/> Zoning Board of Appeals |
| <input type="checkbox"/> Council on Aging | <input type="checkbox"/> Zoning Bylaw Task Force |
| <input type="checkbox"/> Cultural Council | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Cultural District Committee | _____ |
| <input type="checkbox"/> Energy and Climate Action Committee | |

Please submit this completed form to:

Town Administrator's Office, 19 School Road, Orleans, or email to townadministrator@town.orleans.ma.us.

Upon receipt of your interest form, we will contact you to schedule an interview with the Select Board.

For more information, please contact Molly Bates at 508-240-3700 x2415.

Thank you for your interest in our Boards and Committees!