

**MAY 6, 2008**  
**TOWN OF DENNIS**  
**RESULTS OF ANNUAL TOWN MEETING**

**THE COMMONWEALTH OF MASSACHUSETTS**  
**BARNSTABLE, ss.**

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 Nathaniel H. Wixon School Auditorium, 901 Route 134, South Dennis, in said Town, on **Tuesday, the 6<sup>th</sup> day of May, 2008, at 7 o'clock in the evening**, then and there to act on the following articles:

**ARTICLE 1**

To see if the Town will vote to accept the reports of the Town Officers as presented.

**(By the Selectmen)**

**ARTICLE 2**

To hear and act on any heretofore unpublished committee reports.

**(By the Selectmen)**

**ARTICLE 3**

To see if the Town will vote to assume liability in the manner provided by Section 29, Chapter 91 of the Massachusetts General Laws as amended, for all damages that may be incurred by the work to be performed by the Mass. Department of Environmental Management for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores, and shores along a public beach in accordance with Section 11 of Chapter 91 of the Massachusetts General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 4**

To see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Town for the fiscal year commencing July 1, 2008 and ending June 30, 2009.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to:**

**Recommend to raise and appropriate \$25,526,786 for the article;**

**Recommend to transfer \$15,000 from the Cable Receipts Fund to Town Administrator Personal Services, Line Item #4;**

**Recommend to transfer \$50,000 from Overlay Reserve to Town Administrator Settlements, Line Item #5;**

**Recommend to transfer \$50,000 from Overlay Reserve to Finance Committee Reserve Fund, Line Item #10;**

**Recommend to transfer \$5,000 from Cable Receipts Fund to Central Purchasing Purchase of Services, Line Item #15;**

**Recommend to transfer \$141,691 from the Cable Receipts Fund to Data Processing Personal Services, Line Item #34;**

**Recommend to transfer \$720.00 from the Wetlands Protection Act Fund to Natural Resource Personal Services, Line Item #48;**

**Recommend to transfer \$140,000 from Free Cash to Police Dept. Capital Outlay, Line Item #66;**

**Recommend to transfer \$900,000 from the Ambulance Receipts Reserve for Appropriations Account to Fire Dept. Personal Services, Line Item #67;**

**Recommend to transfer \$40,000 from Waterways Maintenance & Improvement Fund to Harbormaster, Capital Outlay, Line Item #91;**

**Recommend to transfer \$25,000 from Cemetery Lots Sales Account to Dept. of Public Works, Personal Services, Line Item #102;**

**Recommend to transfer \$15,000 from Cemetery Perpetual Care Interest Account to Dept. of Public Works, Personal Services, Line Item #102;**

**Recommend to transfer \$8,765 from the Golf Capital Improvement Fund to Golf Capital Outlay, Line Item #159;**

**Recommend to transfer \$535,000 from the Community Preservation Act Fund to Retirement of Debt Principal, Line Item #171;**

**Recommend to transfer \$29,544 from the Septic Loan Program Account to Retirement of Debt Principal, Line Item #171; and**

**Recommend to transfer \$256,375 from the Community Preservation Act Fund to Long Term Debt – Interest, Line Item #172, and any unexpended transfer be returned to the Community Preservation Act Fund;**

**Making a total of \$27,738,881.00**

**And further recommend that said appropriations be allocated in accordance with line item amounts defined under the column, FinCom Recommended FY2009.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE FISCAL YEAR 2009 TOWN BUDGET WAS APPROVED AS RECOMMENDED.**

## ARTICLE 5

To see if the Town will vote to approve an annual school budget for the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2008 and to see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2008, and that \$257,464 of the total appropriation of \$14,582,610 be contingent upon the successful vote at the May 13, 2008 Town Election to assess additional real estate and personal property taxes in accordance with the provisions of Proposition 2 ½, or take any other action relative thereto.

**(By the Dennis-Yarmouth Reg'l School Committee)**

**Finance Committee voted 3-2-0 to recommend a total budget of \$48,711,320 and to raise and appropriate \$14,582,610 contingent upon a Proposition 2 ½ override vote at the May 13, 2008 Town Election in the amount of \$257,464.**

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THE FISCAL YEAR 2009 DENNIS-YARMOUTH REGIONAL SCHOOL DISTRICT BUDGET WAS APPROVED AS RECOMMENDED, SUBJECT TO A PROPOSITION 2 ½ OVERRIDE VOTE.**

## ARTICLE 6

To see if the Town will vote to approve an annual school budget for the Cape Cod Regional Technical High School for the fiscal year beginning July 1, 2008 and to see what sums of money the Town will vote to raise and appropriate for the operating expenses of the Cape Cod Regional Technical High School system for the fiscal year beginning July 1, 2008.

**(By the Cape Cod Reg'l Technical High School)**

**Finance Committee voted 6-0-0 to recommend a total budget of \$11,903,693 and to raise and appropriate \$1,234,704 for the article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE FISCAL YEAR 2009 CAPE COD REGIONAL TECHNICAL HIGH SCHOOL BUDGET WAS APPROVED AS RECOMMENDED.**

## ARTICLE 7

To see if the Town will vote to transfer a sum of money from available funds for the purpose of reducing the tax rate for the fiscal year beginning July 1, 2008.

**(By the Selectmen)**

Finance Committee voted 6-0-0 to transfer \$300,000 from Free Cash for the article.

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 8**

To see if the Town will vote to fix the salary and compensation of the following elected officers of the Town for the fiscal year commencing July 1, 2008 and ending June 30, 2009, as provided for in Massachusetts General Laws, Chapter 41, Section 108 and acts and amendments thereof, and raise and appropriate or transfer from available funds a sum of money therefore:

- 5 Selectmen at \$2,000 each
- 1 Moderator at \$450
- Town Clerk at \$57,387.00

And that the salaries and compensations be fixed as given in this article and further, that all other elected officers serve without compensation.

**(By the Selectmen)**

Finance Committee voted 6-0-0 to recommend to raise and appropriate \$67,837.00 for the article.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 9**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the following capital outlay items, or take any other action relative thereto:

- |  |                     |              |
|--|---------------------|--------------|
| 1. <u>Beach</u>                        |                     |              |
| a. Beach Erosion & Boardwalks          | <u>\$ 15,000.00</u> |              |
|  |                     | \$ 15,000.00 |
| 2. <u>DPW</u>                          |                     |              |
| a. Two Gravely Lawnmowers              | <u>\$ 18,550.00</u> |              |
|  |                     | \$ 18,550.00 |
| 3. <u>Fire</u>                         |                     |              |
| a. Pumper Lease (3 <sup>rd</sup> year) | <u>\$154,500.00</u> |              |
|  |                     | \$154,500.00 |

4. <u>Golf</u>		
a. New Kubota Tractor - Highlands	\$22,000.00	
b. New Aerocore 2000 Aerator - Highlands	22,000.00	
c. Additional Toro Roughmower (Rotate)	69,000.00	
d. New Kubota Tractor - Pines	22,000.00	
e. New Aerocore 2000 Aerator - Pines	22,000.00	
f. Versa Vac (Leaf Collector)	<u>26,000.00</u>	
		\$183,000.00

5. MIS – I Net Video Maint./Equipment	<u>\$71,900.00</u>	\$ 71,900.00
	<b>TOTAL</b>	<b>\$442,950.00</b>

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to recommend to transfer \$15,000 from the Beach Capital Improvement Fund, transfer \$18,550.00 from Article 9, Item 9a. of the May 8, 2007 Annual Town Meeting, transfer \$154,500 from Free Cash, transfer \$183,000 from the Golf Capital Improvement Fund and transfer \$71,900 from the Cable Receipts Reserved for Appropriation Account for a total of \$442,950.00.**

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 10**

To see if the Town will vote to establish a Municipal Capital Stabilization Fund to be used to purchase or fund capital equipment or projects, and as funding therefore, to raise and appropriate the amount of \$2,500,000 to the Municipal Capital Stabilization Fund, contingent upon approval by the voters of a Proposition 2 ½ override question pursuant to Chapter 59, Section 21C(g) of the General Laws, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 not to recommend approval of this article.**

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

**ARTICLE 11**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the following Fiscal Year 2009 Capital Outlay Projects and Equipment, said vote contingent upon approval by the voters of a Proposition 2 ½ override vote at the May 13, 2008 Town Election, or take any other action relative thereto:

1. <u>Beaches</u>		
a. Paving Parking Lots (1 <sup>st</sup> Year)	<u>\$ 68,000</u>	
		\$ 68,000
2. <u>DPW-Highway</u>		
a. Replace Dump Truck w/10 wheeler	\$205,000	
b. Replace Grader w/Backhoe	84,000	
c. Replace Front End Loader	124,000	
d. Replace 4wd 1 Ton Dump w/plow	45,000	
e. Replace " " " " "	40,000	
f. Replace " " " " "	40,000	
g. Replace Sweeper	143,600	
h. New 8 yd Packer Truck w/plow, dump& J Hook	126,000	
i. Replace Wood Chipper	47,000	
j. Replace Air Compressor	18,000	
k. Replace Gravely Mower	<u>8,000</u>	
		\$ 880,600
3. <u>Engineering</u>		
a. Secondary Roads	\$719,800	
b. Drainage	144,000	
c. Sidewalks	50,000	
d. Chase Garden Creek Culvert	<u>25,000</u>	
		\$ 938,800
4. <u>Fire</u>		
a. New Carbon Monoxide Oximeters	<u>\$ 15,000</u>	
		\$ 15,000
5. <u>Harbors</u>		
a. Docks	\$ 85,000	
b. Portable Fire Pumps	17,000	
c. Dredge	<u>40,000</u>	
		\$ 142,000
6. <u>MIS</u>		
a. PC Replacements/Hardware/Software	<u>\$ 44,875</u>	
		\$ 44,875
7. <u>Natural Resources</u>		
a. Replace 4 wd Truck	<u>\$ 31,225</u>	
		\$ 31,225

8. <u>Police</u>		
a. Replace 5 Vehicles	<u>\$ 140,000</u>	\$ 140,000
9. <u>Recreation</u>		
a. Bleachers at Johnny Kelley & Seaside Ave	<u>\$ 18,000</u>	\$ 18,000
10. <u>Sanitation</u>		
a. Replace Front End Loader	\$ 124,000	
b. Replace 100 CY Trailer	50,000	
c. Replace 40 CY Cardboard Container	9,500	
d. Replace (4) 40 CY Recycling Containers	<u>38,000</u>	
		\$ 221,500
	<b>TOTAL</b>	<b>\$2,500,000</b>
		<b>(By the Selectmen)</b>

Finance Committee voted 5-0-0 not to recommend approval of this article.

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## ARTICLE 12

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the following Fiscal Year 2009 Capital Outlay Projects and Equipment, said vote contingent upon approval by the voters of a Proposition 2 ½ Capital Expenditure Exclusion vote at the May 13, 2008 Town Election, or take any other action relative thereto:

1. <u>Beaches</u>		
a. Paving Parking Lots (1 <sup>st</sup> Year)	<u>\$ 68,000</u>	\$ 68,000
2. <u>DPW-Highway</u>		
a. Replace Dump Truck w/10 wheeler	\$205,000	
b. Replace Grader w/Backhoe	84,000	
c. Replace Front End Loader	124,000	
d. Replace 4wd 1 Ton Dump w/plow	45,000	
e. Replace " " " " "	40,000	
f. Replace " " " " "	40,000	
g. Replace Sweeper	143,600	
h. New 8 yd Packer Truck w/plow, dump& J Hook	126,000	
i. Replace Wood Chipper	47,000	
j. Replace Air Compressor	18,000	
k. Replace Gravely Mower	<u>8,000</u>	
		\$ 880,600

3. <u>Engineering</u>		
a. Secondary Roads	\$719,800	
b. Drainage	144,000	
c. Sidewalks	50,000	
d. Chase Garden Creek Culvert	<u>25,000</u>	
		\$ 938,800
4. <u>Fire</u>		
a. New Carbon Monoxide Oximeters	<u>\$ 15,000</u>	
		\$ 15,000
5. <u>Harbors</u>		
a. Docks	\$ 85,000	
b. Portable Fire Pumps	17,000	
c. Dredge	<u>40,000</u>	
		\$ 142,000
6. <u>MIS</u>		
a. PC Replacements/Hardware/Software	<u>\$ 44,875</u>	
		\$ 44,875
7. <u>Natural Resources</u>		
a. Replace 4 wd Truck	<u>\$ 31,225</u>	
		\$ 31,225
8. <u>Police</u>		
a. Replace 5 Vehicles	<u>\$ 140,000</u>	
		\$ 140,000
9. <u>Recreation</u>		
a. Bleachers at Johnny Kelley & Seaside Ave	<u>\$ 18,000</u>	
		\$ 18,000
10. <u>Sanitation</u>		
a. Replace Front End Loader	\$ 124,000	
b. Replace 100 CY Trailer	50,000	
c. Replace 40 CY Cardboard Container	9,500	
d. Replace (4) 40 CY Recycling Containers	<u>38,000</u>	
		\$ 221,500
	<b>TOTAL</b>	<b>\$2,500,000</b>
		<b>(By the Selectmen)</b>

**Finance Committee voted 5-0-0 to recommend the article as printed and to raise and appropriate \$2,500,000 for the article, contingent upon approval by the voters of a Proposition 2 ½ Capital Expenditure Exclusion vote at the May 13, 2008 Town Election.**

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED IN THE AMOUNT OF \$2,360,000, AND FURTHER, THAT ITEM 8A**

**BE DELETED FROM THE LIST OF CAPITAL PURCHASES AS THE POLICE CRUISERS WERE FUNDED IN ARTICLE 4.**

**ARTICLE 13**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to supplement Fiscal Year 2008 Line Item appropriations under Article 4 of the May 8, 2007 Annual Town Meeting, or take any other action relative thereto:

a. Town Administrator, Personal Services, Line Item #4 . . . . .	\$ 10,000
b. Central Purchasing, Purchase of Services, Line Item #15 . . . . .	25,000
c. Central Purchasing, Supplies, Line Item #16 . . . . .	15,000
d. Fire Dept., Personal Services, Line Item #71 . . . . .	225,000
e. Snow & Ice Removal, Line Item #112 . . . . .	67,000
f. Fringe Benefits, Sick Pay Liability, Line Item #178 . . . . .	<u>1,535</u>
<b>Total</b>	<b>\$343,535</b>
<b>(By the Selectmen)</b>	

**Finance Committee voted 6-0-0 to recommend a transfer \$100,000 from Ambulance Receipts, \$5,000 from Cable Receipts reserved and a transfer of \$238,535 from Free Cash for a total of \$343,535 for the article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 14**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the following prior year's unpaid bills, or take any other action relative thereto:

**(By the Selectmen)**

**Finance Committee recommendation will be made at town meeting.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 15**

To see if the Town will vote to re-authorize for Fiscal Year 2009 the crediting to the Council-On-Aging Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 2, 1995, Article 42, and pursuant to the M.G.L. Chapter 44,

Section 53E ½, providing for a means by which fees or charges received in connection with a Council-On-Aging program or activity, may after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Director of the Council-On-Aging, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 16**

To see if the Town will vote to re-authorize for Fiscal Year 2009 the crediting to the Town Library Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 5, 1998, Article 16, and pursuant to M.G.L. Chapter 44, Section 53E ½, providing for a means by which fees, fines or charges received in connection with a Town Library program or activity may, after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Library Director up to a limit of three thousand dollars (\$3,000.00) during Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 17**

To see if the Town will vote to re-authorize for Fiscal Year 2009 the establishment of a Board of Health Medicare Reimbursement Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 3, 2005, Article 18, pursuant to M.G.L. Chapter 44, Section 53E 1/2, providing for a means by which reimbursements received from Medicare for flu shots may, after receipt, be applied directly and without further appropriation to the purchase of additional vaccine or other medical supplies, and costs associated with providing volunteer management and clinical support, by the Health Director up to a limit of twenty thousand dollars (\$20,000) during Fiscal Year 2009, or take any other action relative thereto.

**(By the Board of Health)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 18**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Dennis Professional Firefighters, IAFF Local 2583 personnel for Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 4-1-0 not to recommend approval of this article.**

**BY A VOTE OF 226 – 129 BY TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED. SUBSEQUENT TO THIS VOTE, BY A VOTE OF 199 – 61 BY TOWN MEETING MEMBERS, THE REQUEST TO RECONSIDER THE EARLIER ACTION ON THIS ARTICLE WAS NOT APPROVED.**

**ARTICLE 19**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Dennis Patrol Officers, International Brotherhood of Police Officers, Local 417 personnel for Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to transfer the amount of \$115,650 from Line Item #5, Town Administrator Settlements of the May 6, 2008 Annual Town Meeting for the article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 20**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Dennis Police Superior Officers personnel for Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

Finance Committee voted 5-0-0 to recommend indefinite postponement of this article.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## **ARTICLE 21**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Service Employees International Union, Local 888 personnel for Fiscal Year 2009, or take any other action relative thereto.

**(By the Selectmen)**

Finance Committee voted 5-0-0 to recommend indefinite postponement of this article.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## **ARTICLE 22**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Mass Laborers' District Council, Local 1249 personnel for Fiscal Year 2009, or take any action relative thereto.

**(By the Selectmen)**

Finance Committee voted 5-0-0 to transfer the amount of \$ 65,514.35 from Line Item #5, Town Administrator Settlements of the May 6, 2008 Annual Town Meeting for the article.

**BY A MAJORITY VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 23**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund wage increases for Non-Union Town personnel for Fiscal Year 2009, or take any action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to transfer the amount of \$33,875 from Line Item #5, Town Administrator Settlements of the May 6, 2008 Annual Town Meeting for the article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 24**

To see if the Town will vote to amend the Town Code, Chapter 40, Article 1, §40-1, Meeting Dates, by inserting after the second sentence the following: " Commencing at an Annual Town Election to be held no sooner than 2009, the Dennis Water District Election shall be held in conjunction with the Dennis Town Election, with full responsibility for the conduct of such election to be vested in the officers of the Town, who shall place on the ballots to be used at said election the election of officers of the Dennis Water District and any question or questions as may be requested of them by the Board of Water Commissioners of the Dennis Water District", and if necessary, to authorize the Board of Selectmen to file special legislation to effectuate this change, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-1 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 25**

To see if the Town will vote to amend the Town Code, Chapter 19, Article VII, Affordable Housing Trust Fund By-Law, by deleting the By-Law in its entirety, and insert in place thereof the following new By-Law,

### **"TOWN OF DENNIS MUNICIPAL AFFORDABLE HOUSING TRUST FUND BY-LAW**

In accordance with the provisions of Massachusetts General Laws Chapter 44, Section 55C as amended, the Town of Dennis hereby establishes a trust to be known as the Municipal Affordable Housing Trust Fund, hereinafter referred to as the Trust. The purpose of the Trust is to provide for the creation and preservation of affordable housing in Dennis for the benefit of low and moderate income households.

The Trust shall be managed by a Board of Trustees, hereinafter referred to as the Board. The Board shall consist of seven (7) individuals, each appointed by the Dennis Board of Selectmen, to serve for a term of two (2) years; however, commencing at the

initial creation of the Board, two (2) members shall be appointed for a one (1) year term; two (2) members shall be appointed for a two (2) year term and three (3) members shall be appointed for a three (3) year term.

The powers of the Board, all of which shall be carried on in furtherance of the purposes set forth in this By-Law, shall include the following:

To accept and receive money by gift, grant, contribution, devise, or transfer from any person, firm, corporation or other public or private entity, including, but not limited to money, grants of funds or other property tendered to the Trust in connection with the provisions of any by-law or any general law or special act of the Commonwealth, or any other source, including funds from Chapter 44B of the Massachusetts General Laws;

To contract for professional services which may include, but not be limited to the following: financial consultants, agents, auditors, advisors, appraisers, lawyers or other such parties as may be needed from time to time, subject to available funding. No more than twenty percent (20%) of the fund balance as shown on July 1<sup>st</sup> of any given year may be expended for this purpose by the Board of Trustees within that fiscal year;

To be authorized to appropriate, with the approval of the Board of Selectmen, funds for the buy-down of the difference between the allowed maximum resale price of an existing home that carries an affordable housing restriction and its affordable resale price based on eighty percent (80%) of the area median income eligibility or other affordable housing programs as developed by the Trust;

To be authorized to review, supplement and assist in the implementation of policies that affect the availability of affordable housing; to institute guidelines and coordinate Town-sponsored affordable housing proposals; to promulgate equal access to housing of a wide range of housing types in the Town of Dennis;

To encourage and assist the Town toward meeting its 10% goal for affordable housing units as set forth in Chapter 40B of the General Laws; assist in the preparation of housing plans as provided in the Town of Dennis comprehensive Plan; and to encourage development of affordable housing for low and moderate income persons and families using various types of situations and ownership programs, zoning, legislation and rentals;

To be authorized to review and comment on all affordable housing proposals brought before the Town of Dennis, act on fair housing issues and encourage affordable housing projects relating to existing housing stock; and

Other such duties and responsibilities as may from time to time be authorized by the legislative body of the Town of Dennis.”

The Trust shall meet with the Board of Selectmen on a semi-annual basis, or more often as needed to discuss their goals and objectives and other matters of mutual concern. The Trust shall prepare and submit an Annual Report and submit it to the Board of Selectmen for inclusion in the Town Report.

The Trust shall meet as often as necessary but no less than once a month. All meetings shall be held in a public location and open to the public in accordance with the Massachusetts Open Meeting Law.

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 26**

To see if the Town will vote to transfer the care, custody, management and control of the parcel of land described below from the Board of Selectmen for general municipal purpose to the Board of Selectmen for purposes of sale, and further to authorize the Board of Selectmen to convey the parcel of land located at 25 Cross St. Dennisport, consisting of 10,000 square feet, more or less and shown on Assessors Map 58, Parcel 33, to a non-profit entity on such terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate, provided that the conveyance shall be subject to the following terms and conditions:

1. The property shall be used for the construction of low or moderate income housing, provided that, prior to the issuance of a building permit for such housing, the purchaser shall grant to the Town an affordable housing restriction, enforceable in perpetuity, free of liens and encumbrances, meeting the requirements of M.G.L. Ch.184, Sec. 31 & 32;
2. The property shall be conveyed subject to a right of reverter which may be exercised by the Town if the purchaser (a) does not obtain sufficient funding for the development of low and moderate income housing within 1 year from the date of conveyance, (b) fails to complete construction of such housing within 3 years from the date of conveyance, or (c) fails to use the property for the purposes provided herein; and

3. The purchaser may request an extension of the date specified above from the Board of Selectmen.

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A VOTE OF 175 – 29 BY TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 27**

To see if the Town will vote to transfer the care, custody, management and control of the parcel of land described below from the Board of Selectmen for general municipal purpose to the Board of Selectmen for purposes of sale, and further to authorize the Board of Selectmen to convey the parcel of land located at 3 Hemlock Lane, South Dennis, consisting of 10,018 square feet, more or less and shown on Assessors Map 175, Parcel 1, to a non-profit entity on such terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate, provided that the conveyance shall be subject to the following terms and conditions:

1. The property shall be used for the construction of low or moderate income housing, provided that, prior to the issuance of a building permit for such housing, the purchaser shall grant to the Town an affordable housing restriction, enforceable in perpetuity, free of liens and encumbrances, meeting the requirements of M.G.L. Ch. 184, Sec. 31 & 32;
2. The property shall be conveyed subject to a right of reverter which may be exercised by the Town if the purchaser (a) does not obtain sufficient funding for the development of low and moderate income housing within 1 year from the date of conveyance, (b) fails to complete construction of such housing within 3 years from the date of conveyance, or (c) fails to use the property for the purposes provided herein; and
3. The purchaser may request an extension of the date specified above from the Board of Selectmen.

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A VOTE OF 172 – 10 BY TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 28**

To see if the Town will vote to transfer the care, custody, management and control of the parcel of land described below from the Board of Selectmen for general municipal purpose to the Board of Selectmen for purposes of sale, and further to authorize the Board of Selectmen to convey the parcel of land located at 32 Mill Street, Dennisport, consisting of .5 Acre, more or less and shown on Assessors Map 75, Parcel 12, to a non-profit entity on such terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate, provided that the conveyance shall be subject to the following terms and conditions:

1. The property shall be used for the construction of low or moderate income housing, provided that, prior to the issuance of a building permit for such housing, the purchaser shall grant to the Town an affordable housing restriction, enforceable in perpetuity, free of liens and encumbrances, meeting the requirements of M.G.L. Ch.184, Sec. 31 & 32;
2. The property shall be conveyed subject to a right of reverter which may be exercised by the Town if the purchaser (a) does not obtain sufficient funding for the development of low and moderate income housing within 1 year from the date of conveyance, (b) fails to complete construction of such housing within 3 years from the date of conveyance, or (c) fails to use the property for the purposes provided herein; and
3. The purchaser may request an extension of the date specified above from the Board of Selectmen.

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A VOTE OF 180 – 22 BY TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 29**

To see if the Town will vote to authorize the Board of Selectmen to establish an Agricultural Commission in the Town of Dennis to encourage the pursuit and promotion of agriculture and agricultural based economic opportunities in Dennis, and further, to authorize the Selectmen to create a charge for the Commission regarding its

composition, purpose, duties and responsibilities, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 30**

To see if the Town will vote to amend the Town Code by adding to it the following new Dennis Right to Farm By-Law:

### **DENNIS RIGHT TO FARM BY-LAW**

#### **Section 1. Purpose**

1. The purpose and intent of this by-law is to state with emphasis the Right to Farm accorded to all citizens of the Commonwealth of Massachusetts under Article 97 of the Constitution and all state statutes and regulations there under including but not limited to Massachusetts General Laws Chapter 40A, Section 3, Paragraph 1; Chapter 90, Section 9, Chapter 111, Section 125A and Chapter 128 Section 1A. We, the citizens of Dennis, restate and republish these rights pursuant to the Town's authority conferred by Article 89 of the Articles of Amendment of the Massachusetts Constitution ("Home Rule Amendment").

2. This General By-Law encourages the pursuit of agriculture, promotes agriculture-based economic opportunities and protects farmlands within the Town of Dennis by allowing agricultural uses and related activities to function with minimal conflict with abutters and town agencies. This by-law shall apply to all jurisdictional areas within the Town.

#### **Section 2. Definitions**

1. The word "farm" shall include any parcel or contiguous parcels of land or water bodies used for the primary purpose of commercial agriculture or accessory thereto.

2. The words "farming" or "agriculture" or their derivatives shall include, but not be limited to the following:

- a. Farming in all its branches and the cultivation and tillage of the soil;
- b. Dairying;
- c. Production, cultivation, growing and harvesting of any agricultural, aqua

- d. cultural, floricultural, viticultural or horticultural commodities;
- d. Growing and harvesting of forest products upon forest land and any other forestry or lumbering operations;
- e. Keeping and raising of livestock including horses;
- f. Keeping of horses as a commercial enterprise; and
- g. Keeping and raising of poultry, swine, cattle, ratites (such as emus, ostriches and rheas) and camelids (such as llamas and camels) and other domesticated animals for food and other agricultural purposes, including bees and fur-bearing animals.

3. "Farming" shall encompass activities including but not limited to the following:
- a. Operation and transportation of slow-moving farm equipment over roads within the Town.
  - b. Control of pests, including but not limited to, insects, weeds, predators and disease organism of plants and animals;
  - c. Application of manure, fertilizers and pesticides;
  - d. Conducting agriculture-related educational and farm-based recreational activities including agri-tourism, provided that the activities are related to marketing the agricultural output or services of the farm;
  - e. Processing and packaging of the agricultural output of the farm and the operation of a farmer's market or farm stand including signage thereto;
  - f. Maintenance, repair or storage of seasonal equipment or apparatus owned or leased by the farm owner or manager expressly for the purpose of propagation, processing, management, or sale of the agricultural products; and
  - g. On-farm relocation of earth and the clearing of trees, brush and ground for farming operations.

### **Section 3. Right To Farm Declaration**

1. The Right to Farm is hereby recognized to exist within the Town of Dennis. The above-described agricultural activities may occur on holidays, weekdays and weekends by night or day and shall include the attendant incidental noise, odors, dust and fumes associated with normally accepted agricultural practices. It is hereby determined that whatever impact may be caused to others through the normal practice of agriculture is more than offset by the benefits of farming to the neighborhood, community and society in general. The benefits and protections of this by-law are intended to apply exclusively to those commercial agricultural and farming operations and activities conducted in accordance with generally accepted agricultural practices. Moreover, nothing in this Right to Farm By-law shall be deemed as acquiring any interest in land, or as imposing any land use regulation, which is properly the subject of state statute, regulation or local zoning law.

#### **Section 4. Disclosure Notification**

1. Within 30 days after this by-law becomes effective, the Board of Selectmen of the Town of Dennis shall prominently post in the Town Hall and make available for distribution the following disclosure:

"It is the policy of this community to conserve, protect and encourage the maintenance and improvement of agricultural land for the production of food and other agricultural products and also for its natural and ecological value. This disclosure notification is to inform buyers or occupants that the property they are about to acquire or occupy lies within a town where farming activities occur. Such farming activities may include, but are not limited to activities that cause noise, dust and odors."

#### **Section 5. Resolution of Disputes**

1. Any person who seeks to complain about the operation of a farm may, notwithstanding pursuing any other available remedy, file grievance with the Board of Selectmen, the Zoning Enforcement Officer, the Director for the Dept. of Natural Resources, or the Board of Health, depending upon the nature of the grievance. The filing of the grievance does not suspend the time within which to pursue any other available remedies that the aggrieved may have. The Zoning Enforcement Officer or the Board of Selectmen shall forward a copy of the grievance to the Agricultural Commission or its agent, which shall review and facilitate the resolution of the grievance involving all concerned parties and report its recommendations to the referring Town authority within an agreed upon time frame.

2. The Board of Health, except in cases of imminent danger or public health risk, shall forward a copy of the grievance to the Agricultural Commission or its agent, which shall review and facilitate the resolution of the grievance involving all concerned parties, and report its recommendations to the Board of Health within an agreed upon time frame.

#### **Section 6. Severability Clause**

1. If any part of this by-law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this by-law. The Town of Dennis hereby declares the provisions of this by-law to be severable.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 31**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law, to increase the following Town Departments’ fees:

**A. Building - Residential**

- 1. Demolition
  - a. Principal Buildings – increase from \$60.00 to \$100.00
  - b. Accessory Buildings increase from \$31.00 to \$ 75.00

**B. Building - Other**

- 1. Alterations, Renovations, Repairs
  - a. Major – more than 500 sq.ft. increase from \$.33 sq.ft. to \$.55 sq.ft.
- 2. Demolition (Commercial)
  - a. Principal Buildings increase from \$92.00 to \$150.00

**C. Electrical**

- 1. Carnivals/Fairs
  - a. Re-inspection increase from \$49.00 to \$70.00

**D. Health**

- 1. I/A Administration/Pressure Dosing increase from \$50.00 to \$75.00

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 32**

To see if the Town will vote to increase the Fire Dept. Ambulance User Fees as follows:

- A. Basic Life Support, Non Emergency. . . . . from \$287.14 to \$324.07
- B. Basic Life Support, Base Rate . . . . . from \$425.00 to \$518.51
- C. Advanced Life Support Non Emergency . . . . . from \$340.98 to \$388.89
- D. Advanced Life Support Base Rate . . . . . from \$615.20 to \$616.14
- E. Advanced Life Support 2 Base Rate . . . . . from \$740.00 to \$891.20
- F. Specialty Care . . . . . from \$737.27 to \$1,053.24
- G. Oxygen . . . . . from \$50.00 to \$55.00
- H. Airways . . . . . from \$125.00 to \$140.00

- I. IV Therapy . . . . . from \$125.00 to \$140.00
- J. Cardiac Monitor . . . . . from \$125.00 to \$140.00
- K. Defibrillation . . . . . from \$125.00 to \$140.00

And further, that funds collected from these fees be deposited in the ambulance receipts reserve for appropriation account to help defray the costs of purchasing, hiring, maintaining and operating ambulances, including maturing debt, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 33**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law to establish the following new Waterways fees, and that said fees may be amended from time to time by the Board of Selectmen in accordance with said by-law:

- A. Swan Pond River Common Landing Season Permit . . . . . \$ 15.00
- B. Swan Pond River Common Landing Transient Permit . . . . . 5.00
- C. Harbormaster Removal of Abandoned Boat . . . . . 200.00
- D. Harbormaster Storage of Abandoned Boat . . . . . 100.00

or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 34**

To see if the Town will vote to amend Article 13, #6b of the May 3, 2005 Annual Town Meeting by changing the purpose of the article from engineering to repairing Cove Road Landing Boat Ramp, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 35**

To see if the Town will vote to rescind the un-issued balance of \$73,448.31 from the original \$78,300.00 borrowing authorization as voted at the May 2, 2006 Annual Town Meeting under Article 45 for the temporary repairs to Hiram Pond Road, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 36**

To see if the Town will vote to rescind the un-issued balance of \$30,304.57 from the original \$45,000.00 borrowing authorization as voted at the May 2, 2006 Annual Town Meeting under Article 46 for the temporary repairs to Lombardi Heights Road, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 6-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

**ARTICLE 37**

To see if the Town will hear the report of the Community Preservation Committee, and further, to see if the Town will vote to appropriate or set-aside for future appropriation not less than 10% of the Fiscal Year 2009 Community Preservation Fund estimated annual revenues for each of the following purposes: community housing; open space; and historic preservation; and further to appropriate sums of money for debt service, and for Community Preservation Committee Expenses; and to reserve for future appropriation from the Fiscal Year 2009 Community Preservation Fund a sum of money to be placed in the FY2009 Undesignated Reserve for general Community Preservation Act purposes, or take any other action relative thereto.

**(By the Community Preservation Committee)**

**Finance Committee voted 6-0-0 to recommend, based on the Community Preservation Committee's Proposed Fiscal Year 2009 Budget, that the following amounts be appropriated from the Community Preservation Fund: 1) 10% Reserved for Community Housing - \$140,789; 2) 10% Reserved for Open Space - \$140,789; 3) 10% Reserved for Historic Preservation - \$140,789; 4) Debt Service - \$791,375; 5) Community Preservation Committee Expenses - \$25,000; and 6) Reserved for Future Appropriation - \$169,147; for a total of \$1,407,889 for the article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

### **ARTICLE 38**

To see if the Town will vote to authorize the Board of Selectmen to take by eminent domain an easement from Delia P. Gormley of 1015 Rt. 134, South Dennis, MA for the construction of a sidewalk along Route 134 in South Dennis, as shown as Open Space Lots B & C on a plan entitled "Subdivision Plan of Land in East Dennis, Mass. for Henry H. Sears, et al" dated June 21, 1978 and recorded with Barnstable County Registry of Deeds in Plan Book 327, Page 69 and more particularly described on the plan entitled "Plan of Sidewalk Easement at Homer Lane in Dennis, Mass. for the Town of Dennis" dated July 19, 2006, prepared by Paul E. Sweetser, Professional Land Surveyor, P.O. Box 1146 Dennisport, MA 02639, a copy of which is on file with the Town Clerk, and in furtherance of this article, to appropriate a sum of money to acquire this easement on such terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee recommendation to be made at Town Meeting.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED.**

### **ARTICLE 39**

To see if the Town will vote, in accordance with the Selectmen's Fee Limitation By-Law, to establish a fee of \$8.00 for the replacement of any lost, stolen or damaged sticker or permit for Shellfishing, 4-Wheel Drive Beach Access, and Harbor Parking, and thereafter, all said fees to be modified from time to time by the Board of Selectmen, in accordance with said fee limitation by-law, or take any other action relative thereto.

**(By the Selectmen)**

Finance Committee voted 6-0-0 to recommend the article as printed.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

#### **ARTICLE 40**

To see if the Town will vote to accept the provisions of M.G.L. Chapter 32B, Section 9D, to provide for the Town payment of one-half of the premium costs payable by the surviving spouse of an employee or retired employee for group general or blanket hospital, surgical, medical, dental or other health insurance.

**(By Petition)**

Finance Committee recommendation to be made at Town Meeting.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

#### **ARTICLE 41**

To see if the Town will vote to accept M.G.L. Chapter 32B, Section 18, which provides for that all retirees, their spouses and dependents insured or eligible to be insured under this chapter, if enrolled in Medicare Part A at no cost to the retiree, spouse or dependents, shall be required to transfer to a Medicare extension plan offered by the governmental unit under M.G.L. Chapter 32B, Sections 11C or 16; provided that benefits under said plan and Medicare Part A and Part B together shall be of comparable actuarial value to those under the retiree's existing coverage. The governmental unit shall pay any Medicare Part B premium penalty assessed by the federal government on said retirees, spouses and dependents as a result of enrollment in Medicare Part B at the time of transfer into the Medicare health benefits supplement plan, or take any other action relative thereto.

**(By the Selectmen)**

Finance Committee recommendation to be made at Town Meeting.

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## **ARTICLE 42**

To see if the Town will vote to appropriate \$56,000 for the installation of a Massachusetts Technology Collaborative supported solar energy system on the Dennis Senior Center or other Town structure as deemed appropriate by the Department of Public Works and to fund such article, raise, or transfer from available funds, or authorize the Treasurer with the approval of the Board of Selectmen to borrow \$60,000 under Chapter 44 of the Massachusetts General Laws.

**(By Petition)**

**Finance Committee voted 5-0-0 to recommend indefinite postponement of this article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## **ARTICLE 43**

To see if the Town will vote to authorize the Treasurer/Collector to transfer care, custody and control to the Conservation Commission under M.G.L. Chapter 40, Section 8C, of property obtained by Final Judgment in Tax Lien Case No.123046T.L., recorded at Barnstable Registry of Deeds in Book 14064, Page 139, said property located at 22 Pond Street, containing 1.5 acres, more or less and shown on Assessors Map 45 as Parcel 46, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

## **ARTICLE 44**

To see if the Town will vote to transfer from the Board of Selectmen for affordable housing purposes to the Board of Selectmen for recreation and agricultural purposes, and for the purpose of leasing a portion of the property located at 812 Route 134 being shown as "Parcel A on plan entitled "Dennis Housing Authority, Conceptual Division Plan" Scale: 1" = 40' dated April 6, 2006, and made by Eldredge Surveying, 1038 Main Street, Chatham, MA" and filed with the Town Clerk, containing approximately .65 acres of land, more or less, according to said plan and acquired by deed dated March 5, 2008 and filed with Barnstable County Registry District of the Land Court as Document No. 1,084,826 and further to authorize the Board of Selectmen to

enter into a lease for such period of years and upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, or to take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to recommend the article as printed.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THIS ARTICLE WAS APPROVED AS RECOMMENDED.**

#### **ARTICLE 45**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited in the Capital Improvement Fund, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee voted 5-0-0 to recommend indefinite postponement of this article.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

#### **ARTICLE 46**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited in the Stabilization Fund, or take any other action relative thereto.

**(By the Selectmen)**

**Finance Committee recommendation to be made at Town Meeting.**

**BY A UNANIMOUS VOTE OF TOWN MEETING MEMBERS, THE TOWN VOTED TO INDEFINITELY POSTPONE ACTION ON THIS ARTICLE.**

## ELECTION BALLOT QUESTIONS

### QUESTION 1

Shall the Town of Dennis be allowed to assess an additional \$2,500,000 in real estate and personal property taxes for the purposes of funding the municipal capital stabilization fund for the fiscal year beginning July first, two thousand eight?

**YES**

**NO**

**BY A VOTE OF 931 – 549, REGISTERED VOTERS OF THE TOWN OF DENNIS DID NOT APPROVE THIS BALLOT QUESTION**

### QUESTION 2

Shall the Town of Dennis be allowed to assess an additional \$2,500,000 in real estate and personal property taxes for the purposes of purchasing or funding the following capital equipment and projects: dock replacements at Sesuit Harbor, portable fire pumps, dredging Sesuit Harbor Outer Basin, five (5) police cruisers, beach parking lot repairs, replace bleachers at Johnny Kelley Park and Seaside Ave. Field, computer hardware and software, carbon monoxide oximeters, 1 truck (Natural Resources), secondary road paving and drainage improvements, sidewalk construction, Chase Garden Creek Culvert replacement, two (2) front end loaders, one(1) 10 wheel dump truck, three (3) one ton dump trucks, one (1) backhoe, one (1) street sweeper, one (1) trash packer truck, one (1) wood chipper, one (1) air compressor, one (1) roadside mower, one (1) 100 CY solid waste trailer, one (1) 40 CY cardboard compactor and four (4) 40 CY recycling containers, for the Fiscal Year beginning July first, two thousand eight?

**YES**

**NO**

**BY A VOTE OF 1647 – 897, REGISTERED VOTERS OF THE TOWN OF DENNIS APPROVED THIS BALLOT QUESTION**

### QUESTION 3

Shall the Town of Dennis be allowed to assess an additional \$257,464 in real estate and personal property taxes for the purposes of funding a portion of the Town's share of the operating expenses of the Dennis-Yarmouth Regional School District for the fiscal year beginning July first, two thousand eight?

**YES**

**NO**

**BY A VOTE OF 1724 – 835, REGISTERED VOTERS OF THE TOWN OF DENNIS APPROVED THIS BALLOT QUESTION**