

WARRANT OF THE BOARD OF SELECTMEN

MAY 7, 2019
TOWN OF DENNIS
ANNUAL TOWN MEETING

THE COMMONWEALTH OF MASSACHUSETTS
BARNSTABLE, ss.

GREETING

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 7th day of May, 2019, at 7 o'clock in the evening, then and there to act on the following articles:

DENNIS WARRANT WITH FINANCE COMMITTEE & BOARD OF SELECTMEN
RECOMMENDATIONS

ARTICLE 1

Oral Reports

To hear and act on any heretofore unpublished committee reports.

Selectmen: Voted 4-0-0 to place the article.

ARTICLE 2

Written Reports

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

Selectmen: Voted 4-0-0 to place the article.

ARTICLE 3

FY19 Budget Supplements

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to supplement the following Fiscal Year 2019 Line Item appropriations under Article 6 of the May 8, 2018 Annual Town Meeting; or take any other action relative thereto.

A. Fire Department over-time – \$335,000

B. Seasonal Salaries – \$75,637

(By the Finance Committee)

Selectmen: Voted 5-0-0 to recommend to transfer from free cash \$410,637 for the purposes of the article.

Finance Committee: Voted 7-0-0 to transfer \$410,637 from free cash for the purpose of the article.

ARTICLE 4

Operating Budget

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, 2019 and ending June 30, 2020.

(By the Finance Committee)

Selectmen: Voted 5-0-0 to recommend a total operating budget of \$36,951,446 including the addition of Fire Department overtime for the purpose of this article.

Finance Committee: voted 7-0-0 to;

Recommend to raise and appropriate \$34,816,546 for the purpose of this article.

Recommend to transfer \$100,000 from Overlay Reserve to Finance Committee Reserve Fund, Line Item #7A

Recommend to transfer \$244,900 from Cable Receipts Reserved for Appropriations to Information Technology & Data Management Personal Services, Line Item #28

Recommend to transfer \$10,000 from the Cable Receipts Reserved for Appropriations to Technology & Data Management Purchase of Services, Line Item #29

Recommend to transfer \$10,000 from the Cable Receipts Reserved for appropriations to Property/Liability Insurance, Other Charges, Line Item #52

Recommend to transfer \$900,000 from Ambulance Receipts Reserve for Appropriations to Fire Dept. Personal Services, Line Item #59

Recommend to transfer \$1,000 from the Bass River Receipts Reserved for Appropriations to Beach Purchase of Service Line Item #127

Recommend to transfer \$5,000 from the Cable Receipts Reserved for Appropriations to Fringe Benefits, Worker's Comp. Line Item #148

Recommend to transfer \$3,000 from the Cable Receipts Reserved for Appropriations to Fringe Benefits, Unemployment Insurance, Line Item #149

Recommend to transfer \$40,000 from the Cable Receipts Reserved for Appropriations to Fringe Benefits, Retirement Contribution, Line Item #150

Recommend to transfer \$38,000 from the Cable Receipts Reserved for Appropriations to Fringe Benefits, Group Insurance, Line Item #151

Recommend to transfer \$690,000 from the Community Preservation Act Fund to Retirement of Debt Principal, Line Item #143

Recommend to transfer \$25,000 from the Community Preservation Act Fund to Short Term Interest, Line Item #145

Recommend to transfer \$48,000 from the Community Preservation Act Fund to Long Term Debt Interest; Line Item #144 and any unexpended shall be transferred back to the Community Preservation Act Fund.

Recommend to transfer \$20,000 from the Septic Loan Program Account to Retirement of Debt Principal, Line Item #143

Making a total of \$36,951,446

And further, to recommend that said appropriations be allocated in accordance with line item amounts defined under the column, Finance Committee Recommended FY2020.

ARTICLE 5

Elected Officials Salaries

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, 2019 and ending June 30, 2020, as provided for in Massachusetts General Laws, Chapter 41, §108 and acts and amendment 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
1 Town Clerk at \$83,500

And that the salaries and compensations be fixed as given in this article and further, that all other elected officers serve without compensation; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend to raise and appropriate \$93,950 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend to raise and appropriate \$93,950 for the article.

ARTICLE 6

Fire Department Staffing Special Purpose Stabilization Fund

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to reserve for future budgetary needs at the completion of a 3 year FEMA grant for eight new firefighters, said amount to be transferred to the Future Budgetary Needs Stabilization Fund. At the close of the FEMA Safer Grant (3 years) these funds will be transferred to the Fire Department's budget; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend to raise and appropriate \$300,000 for the article.

Finance Committee: Voted 5-0-0 to recommend raise and appropriate \$300,000 for the article.

ARTICLE 7

Cable Receipts Transfer

To see if the Town will vote to transfer \$48,108 from Cable Receipts to the Capital Improvement Fund; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to place the article and support the transfer in the amount of \$48,108 from the Cable Receipts to the Capital Improvement Fund.

Finance Committee: Voted 5-0-0 to recommend transferring \$48,108 from Cable Receipts to the Capital Improvement Fund.

ARTICLE 8

Cape Cod Regional Technical High School Operating Assessment

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, 2019 and see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Cape Cod Regional Technical High School system for the Fiscal Year beginning July 1, 2019; or take any other action relative thereto.

(By the Cape Cod Regional Technical High School)

Selectmen: Voted 4-0-0 to place and support an article for the FY 2020 Cape Cod Regional Technical High School Operating budget in the amount of \$15,087,000 with a total assessment of \$2,354,502.

Finance Committee: Voted 5-0-0 for a total budget of \$15,087,000 and to Raise and Appropriate \$1,445,771 for the Assessment and \$908,731 for debt service for a total assessment of \$2,354,502 for this article.

ARTICLE 9

Dennis Yarmouth Regional School District Assessment

To see if the Town will vote to approve an annual school budget of \$62,001,508 for the Dennis-Yarmouth Regional School District for the Fiscal Year beginning July 1, 2019 and to raise and appropriate or transfer from available funds \$16,491,782 for the operating expenses of the Dennis-Yarmouth Regional School District for the Fiscal Year beginning July 1, 2019; or to take any other action relative thereto.

(By the Dennis-Yarmouth School Committee)

Selectmen: Voted 5-0-0 to place the article.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 10

Dennis-Yarmouth Regional School District Agreement

To see if the Town will vote, consistent with the “Agreement Between the Towns of Dennis and Yarmouth Establishing a Regional School District as most recently amended in Spring 2013,” to accept further amendments to said Agreement, which have been initiated and approved by a vote of the Regional School Committee on March 11, 2019, the text of which showing the deletions by strikethrough and new language in bold is set forth below:

By deleting the following,

- Throughout the document remove all references to prior approvals
 - (a) ~~Approved Dennis Town Meeting 3/26/81; Approved Yarmouth Town Meeting 4/7/81~~ **(Reason: old reference-housekeeping)**

 - (b) Interim Committee – entire section **(Reason: old reference-housekeeping)**
~~All members of the present Regional School District Committee and the School Committees of Dennis and Yarmouth, acting jointly, shall serve as an Interim Committee until the next annual town elections held in the year following the year in which this amended agreement is accepted by the member towns.~~

 - (c) Election of Members **(Reason: old reference-housekeeping)**
~~At the annual town elections of the member towns to be held in the year following the year in which this amended agreement is accepted by the member towns, there shall be elected ten (10) members of the Committee, four (4) of whom shall be residents of and elected by Dennis and six (6) of whom shall be residents of and elected by Yarmouth, as follows:~~
 - ~~(1) — One (1) member who is a resident of and elected by Dennis and two (2) members who are residents of and elected by Yarmouth, for a term of one (1) year;~~

 - ~~(2) — One (1) member who is a resident of and elected by Dennis and two (2) members who are residents of and elected by Yarmouth, for a term of two (2) years; and~~

 - ~~(3) Two (2) members who are residents of and elected by Dennis and two (2) members who are residents of and elected by Yarmouth, for a term of three (3) years.~~

~~At the annual town elections held in the year following the year in which this amended agreement is accepted by the member towns, the two (2) candidates from Dennis receiving the highest number of votes in Dennis and the two candidates from Yarmouth receiving the highest number of votes in Yarmouth shall be declared elected for a term of three (3) years; the one (1) candidate from Dennis receiving the next highest number of votes in Dennis and the two (2) candidates from Yarmouth receiving the next highest number of votes in Yarmouth shall be declared elected for a term of two (2) years; and the one (1) candidate from Dennis receiving the next highest number of votes in Dennis and the two (2) candidates from Yarmouth receiving the next highest number of votes in Yarmouth shall be declared elected for a term of one (1) year.~~

~~Effective at the 1982 annual town elections of the member towns, the size of the Committee shall be reduced to seven (7) members. Notwithstanding anything to the contrary in this Agreement, at the 1982 annual town elections of the member towns, Dennis shall elect one member for a term of three years and Yarmouth shall not elect any member; at the 1983 annual town election, however, Yarmouth shall elect two members, one for a term of two years and one for a term of three years. (Approved Dennis Town Meeting 3/26/81; Approved Yarmouth Town Meeting 4/7/81).~~

Notwithstanding any other provision of this Agreement to the contrary, on or before the February first immediately following the official publication of the most recently conducted state or federal census, the Committee shall determine, on the basis of such census figures, the total population of each member town and the total population of the District. (For the purpose of this paragraph, "official publication" means publication by ~~the Secretary of the Commonwealth in the case of the state census and~~ transmittal to Congress by the President in the case of the federal census.) **(Reason: There has been no state census since 1980)**

(d) Organization

At the first regular meeting of the Committee following the acceptance of this amended agreement by the member towns, and, thereafter, at the first regular meeting of the Committee following the latter of the annual town elections of the member towns in each year, the Committee shall organize and choose by ~~ballet~~ voice vote a chairman and vice—chairman from its own membership. **(Reason: The law has changed and boards can no longer vote by secret ballot.)**

Each of the leases authorized above shall be for a term of fifteen (15) years, ~~which shall commence on the date on which the Committee~~

assumes jurisdiction over the pupils in the grades served by said schools, shall contain a provision for the extension of the term for an additional term of fifteen (15) years, renewable at any time during the term at the option of the Committee, and shall contain provisions authorizing the Regional School District to insure, repair, improve, alter, or remodel any of the leased facilities. No rental shall be charged to the District by either of the member towns. Each lease involving a member town shall be on such other terms as may be determined by the Selectmen thereof and the Committee, who are authorized and who shall execute the lease for the member town and the District, respectively. **(Reason: This is old language from when region first came together. Housekeeping)**

~~(2) Special operating costs, which shall include the cost of evening, graduate, and extension courses or any other types of courses, including vocational education programs but excluding summer school programs, that are offered by the District to persons other than pupils attending a regular District comprehensive school program in any of the grades kindergarten through twelve, inclusive.~~

~~(3) Operating costs, which shall consist of all costs of the District other than capital cost and special operating costs. (Reason: Special operating costs no longer exist.)~~

Apportionment of Capital Costs (Reason: old reference-housekeeping)

~~(1) Such costs incurred prior to September 1, 1973, shall be apportioned between the member towns on the basis of equalized valuation of such towns, as set forth in Chapter 559 of the Acts of 1945, entitled "An Act Establishing the Basis for Apportionment of State and County Taxes," or such later equalized valuation as may be enacted by the General Court of the Commonwealth next preceding each bond issue.~~

~~(2) Such costs incurred on or after September 1, 1973, but prior to the effective date of the amended agreement shall be apportioned to the member towns for any fiscal year on the basis of their respective enrollments in the regional district schools on October first of the preceding year., or in the event that enrollment in the regional district schools has not been accomplished by that date, on the basis of enrollment in grades nine (9) through twelve (12) of pupils residing in each member town and receiving education at such town's expense on October first of the preceding year.~~

(This section is outdated.)

~~e. Such costs incurred in connection with any particular district junior—senior high school shall be apportioned between the member towns as follows:~~

~~(1) Twenty five (25%) percent of such costs shall be allocated to the seventh and eighth grade portion of the school and shall be apportioned as provided in subsection 4(b) (3)a of this amended agreement;~~

~~(2) Seventy five (75%) percent of such costs shall be allocated to the ninth through twelfth grade portion of the school and shall be apportioned as provided in subsection 4(b) (3)b of this amended agreement.~~

~~d. For the purposes of this subsection 4(b) (3), the term "district elementary school" shall mean a school building or buildings which accommodates or has been planned to accommodate pupils in grades kindergarten through eight or any one or more of such grades; the term "district high school" or "regional district high school" shall mean a school building or buildings which accommodates or has been planned to accommodate pupils in grades nine through twelve; the term "junior senior high school" shall mean a school building or buildings which accommodates or is planned to accommodate pupils in grades nine through twelve plus pupils in any one or more of the elementary grades kindergarten through eight.~~

~~SECTION 12. EMPLOYMENT OF TEACHERS~~

~~Any teacher whose position is superseded by the establishment, operation or expansion of the District and who is serving at the discretion of a local school committee of a member town when this amended agreement takes effect shall be employed by the Committee to serve at its discretion. Any teacher who is employed by a local school committee of a member town on April fifteenth preceding the date on which the District assumes jurisdiction of the pupils in the grade or grades being taught by such teacher, but who is not serving at the discretion of such local school committee, shall be given preferred consideration for a similar position in the District's schools to the extent such positions exist. **(Reason: Outdated information-goes back to formation of the district.)**~~

~~SECTION 14. EFFECTIVE DATE AND JURISDICTION~~

~~This amended agreement shall take effect upon its acceptance by each of the member towns, acceptance by each town to be by a majority vote at a town meeting.~~

~~Notwithstanding any provision of this section to the contrary, the Committee shall assume jurisdiction over the pupils in all grades of the District from kindergarten through grade twelve on July first next~~

~~following the affirmative votes of the member towns to accept this amended agreement. Until the Committee assumes such jurisdiction, the local school committees of the member towns shall retain jurisdiction over the schools located in their respective towns, excluding the present regional high school, with respect to the operation of such schools and the expenditure of funds appropriated therefore for the fiscal year ending on the day before the Committee so assumes such jurisdiction.~~

By rewording the following and

(e) Vacancies

If a vacancy occurs on the Committee, such vacancy shall be filled within thirty (30) days therefrom by the Board of Selectmen **and members of the School Committee (added).** ~~of the member town in which the member vacating office resided at the time of his election.~~

The School Committee Chair will create an appointment committee by requesting two members of the town's Board of Selectmen from which the member vacating office resided at the time of his election to be part of the subcommittee. The School Committee Chair will appoint two School Committee members from the same town and one School Committee member from the other town as an at-large member for a subcommittee of five members. This subcommittee will make a recommendation to the full Board of Selectmen for an appointment.

The person so appointed shall be a resident of the town from which the vacancy occurred and shall serve until the next annual town election, at which election a successor shall be elected to serve the balance of the unexpired term, if any.

(Reason: School Committee members would like to be involved in selecting members for vacancies. They feel their knowledge of the role will be helpful in this process. In other districts it is a joint effort.)

(b) Lease of Schools

Dennis is hereby authorized to lease to the Regional School District all the premises, including buildings and equipment, known as:
Ezra H. Baker Elementary School ; and Nathaniel H. Wixon Middle School **(until a new school for grade 4-7 for the district is built).**

Yarmouth is hereby authorized to lease to the Regional School District all the premises, including buildings and equipment, known as:
~~South Yarmouth Elementary School, John Simpkins Elementary School,~~
Marguerite E. Small Elementary School; and Mattacheese Middle School **(until a new school for grade 4-7 for the district is built).**

(Reason: This section eliminates schools that are closed and keeps Wixon and Mattacheese as leased schools until the new school is built.)

Apportionment of Capital Costs

3) Such costs incurred on or after the effective date of this amended agreement shall be apportioned to the member towns separately with respect to each district school facility, as follows:

a. Such costs incurred in connection with any particular district elementary school (**Pre-3**) shall be **the sole responsibility of the member town in which such school resides and whose students are primarily residents of that member town.** ~~apportioned for each fiscal year on the basis of each member town's enrollment, if any, in such school on October first of the preceding fiscal year. Each member town's share for each fiscal year shall be determined by computing the ratio which that town's pupil enrollment in such school facility on October first of the preceding fiscal year bears to the total pupil enrollment from both of the member towns in that school facility on the same date. If enrollment in any school facility has not been accomplished by October first of any year, capital costs shall be apportioned on the basis of the enrollment on the preceding October first of pupils in the grades of each town for which the facility is being or has been planned, as shall be determined by the Committee.~~

b. Such costs incurred in connection with any particular district high school shall be apportioned between the member towns on the basis of **35% of the costs to Dennis and 65% of the costs to Yarmouth.** ~~each town's enrollment in the regional district high schools, wherever located, on October first of the preceding fiscal year. Each town's share for each fiscal year shall be determined by computing the ratio which that town's pupil enrollment in the regional district high school or schools, wherever located, on October first of the preceding fiscal year bears to the total pupil enrollment from both of the member towns in the regional district high school or schools, wherever located, on the same date.~~

c. **As long as Wixon (Grades 4-5) and Mattacheese (Grades 6-7) are serving as district schools the capital costs associated with Wixon will be the responsibility of Dennis and the capital costs associated with Mattacheese will be the responsibility of Yarmouth. When a new district school is built for grades 4-7 the capital costs will be split as 35% of the costs to Dennis and 65% of the costs to Yarmouth.**

d. **Such cost incurred in connection with any new district schools that may be built shall be apportioned 100% to the town in which the school is located unless the school to be built is considered a regional (district) school, then costs shall be apportioned between the member**

towns on the basis of 35% of the costs to Dennis and 65% of the cost to Yarmouth.

- e. Whenever bonding is required for a capital project(s) for a regional district school facility the split of the bond costs will be 35% to Dennis and 65% to Yarmouth and will remain the same for the life of the bond.**
- (2) Any capital costs incurred prior to this 2019 amendment will continue to be paid according to the split costs agreed upon at the time of the project.**

Apportionment of Operating Costs

Apportionment of Operating costs will utilize the Massachusetts Statutory School funding formula. Any amount above required minimum contributions and state and district revenue will be divided by the two towns based on the following:

- FY20 32% for Dennis and 68% for Yarmouth**
- FY21 33% for Dennis and 67% for Yarmouth**
- FY22 33% for Dennis and 67% for Yarmouth**
- FY23 34% for Dennis and 66% for Yarmouth**
- FY24 35%for Dennis and 65% for Yarmouth**

After FY24 the apportionment will remain 35% for Dennis and 65% for Yarmouth unless changed by an amendment to this agreement. (Reason: This eliminates any need to split certain costs 50-50. It phases in some additional costs for Dennis as was discussed during the agreement meetings.)

~~Operating costs not attributable to a particular district school facility or not attributable solely to the district school facilities located in one member town, which shall include, but not be limited to, any operating costs that exceeds any minimum local contribution as required by the state, the costs of operation and maintenance of the District's central administration office and staff, the responsibilities of which are District-wide, and the costs of transportation of pupils to and from school, food services, employees' retirement, and insurance, and capital costs not otherwise apportioned under section 4(b), shall be apportioned to the member towns for any fiscal year on the basis of each town's enrollment in the regional district schools, wherever located, on October first of the preceding fiscal year. (This section needed to be changed based on changes above.)~~

(g) Apportionment of Revenue

The above noted revenues shall be apportioned as follows:

- i. **All state aid will be subtracted from the total budget**
~~Chapter 70 Aid:~~ Pursuant to Department of Education Regulations.
- ii. Other Revenues: ~~Pursuant to enrollment counts as determined on October First of the preceding fiscal year.~~ **Will be subtracted from the total budget.**

SECTION 13. ASSIGNMENT OF PUPILS

Subject to the provisions of this section 13 and section 14, all pupils in grades **pre-kindergarten** through *three* shall receive their education in facilities that are located in the respective towns in which the pupils reside, except that in the case of children with special needs, the Committee may provide for other appropriate arrangements. **(Reason: Need to add pre-kindergarten, previously stated only Kindergarten through grade three.)**

To do any edits such as relettering or renumbering.

or to take any other action relative thereto.

(By the Dennis Yarmouth School Committee)

Selectmen: Voted 4-0-1 to place the article with a recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 11

**Dennis Yarmouth Regional School District
Supplemental Appropriation**

To see if the town will vote to supplement the appropriation voted under Article 9 for the Dennis Yarmouth Regional School District for the Fiscal Year 2020 as set forth in the amendment to the regional school district agreement approved under Article 10 at an enrollment split of 32% for Dennis and 68% for Yarmouth; and to raise and appropriate \$469,504 to meet such supplemental assessment; or to take any other action relative thereto.

Selectmen: Voted 4-0-1 to place the article with a recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 12

**Dennis Yarmouth Regional School Stabilization
Fund**

To see if the Town of Dennis will vote to approve the Dennis Yarmouth Regional School District request to establish a Stabilization Fund subject to Chapter 71 Section 16 G ½; or take any other action relative thereto.

(By the Dennis-Yarmouth School Committee)

Selectmen: Voted 5-0-0 to recommend the establishment of the Dennis Yarmouth Regional School Stabilization Fund.

Finance Committee: Voted 6-0-0 to recommend the establishment of the Dennis Yarmouth Regional School Stabilization Fund.

ARTICLE 13

Zoning Amendment Add Collaborative Workspace

To see if the Town of Dennis will vote to amend the Dennis Zoning By-law to add provisions for Collaborative Workspace by amending Section 2.2.2.5 to add p. Collaborative Workspace; amend Sections 9.2.2, 9.3.2, 9.5.2, and 9.6.2 relative to Allowed Uses in the West Dennis Village Center Zoning Districts to add Collaborative Workspace to the lists of Allowed Uses; and amend Section 5 Definitions to add COLLABORATIVE WORKSPACE. Additions shown in BOLD.

Amend Section 2.2.2

PRINCIPAL USES	DISTRICT									
	R-40 R-60	Quivet Neck/Crowe’s Pasture Resource Protection District	R R	L B	E B	GC-I	GC-II GC-III	I	DPVC Area A	DPVC Area B
5. COMMERCIAL USES										
p. Collaborative Workspace	N	N	N	N	N	Y	Y	Y	Y	Y

Amend Sections 9.2.2, 9.3.2, 9.5.2, and 9.6.2 relative to Allowed Uses in the West Dennis Village Center Zoning Districts to add:

- **Collaborative Workspace**

Amend Section 5 Definition

Collaborative Workspace – shared space for those looking to lease a work area and have access to a shared pool of amenities, like conference rooms, office supplies, and internet and tech connections. Facilities provide space for networking, events, working alone or with others, pop-up shops, and workshops. Collaborative Workspaces may include services such as retail sales, food services, facilities for professional office, light manufacturing, research and development, common storage, packing, and distribution. Such facilities encourage business collaboration and provide opportunities for product aggregation, information sharing, and partnering on events and market promotion.

or take any action relative thereto.

Selectmen: Voted 5-0-0 to recommend that article as printed.

Finance Committee: Voted 6-0-0 recommend the article as printed.

ARTICLE 14**Capital Outlay - Raise & Appropriate**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to purchase or fund the following capital outlay items, and further, to authorize the Board of Selectmen to enter into a lease purchase agreement or agreements for a term not to exceed five (5) years; or take any other action relative thereto.

Department	Project	Amount
Town Fleet	Replace 2011 4WD Tahoe (Town 2)	\$34,000
Information Technology	Copier Replacement Year 2	\$43,000
Natural Resources	Crowes Pasture Maintenance Burn	\$11,910
Municipal Buildings	Replacement of Stairs at Landings/Beaches	\$35,000
Police	Firearms Replacement and Purchase	\$42,800
Police	Taser Replacements	\$49,800
Police	IT Server Replacement	\$22,000
Police	IT Desktop Computer Replacement	\$10,000
Police	Cruiser Mobile Computer Replacement	\$10,000
Police	Radar Units Purchase	\$10,000
Fire	Fire Pumper 114	\$180,000
Fire	Station Vehicle Exhaust	\$27,000
Fire	Car 103	\$48,000
Harbor	Maintenance Dredging	\$175,000
Harbor	Outboard Engine Replacement	\$22,000
Harbor	Sesuit Infrastructure – Dock Utilities	\$15,000
Dennis-Yarmouth Schools	Bullet Resistant Window Treatments	\$7,954
Dennis-Yarmouth Schools	Outside Security Doors	\$9,773
DPW – Cemeteries	Oak Ridge Cemetery Master Plan	\$80,000
Engineering	Secondary Roads	\$500,000
Engineering	Drainage	\$200,000
Engineering	NPDES Small MS4 General Permit	\$50,000
Engineering	Route 28 (WD) Sidewalk Improvements	\$150,000
Engineering	Sidewalks	\$99,045
Engineering	Guard Rail Replacement	\$50,000
DPW – Highway	Replace 2008 One Ton Dump Truck (H-10)	\$70,000
DPW – Highway	Replace 2008 One Ton Truck (H3)	\$50,000
DPW – Highway	Replace 2006 Mower	\$14,000
Health	Wastewater Implementation Plan	\$200,000
Recreation	Swings – Seaview Park	\$12,000
	Total Raise and Appropriate	\$2,228,282

Selectmen: Voted 4-0-0 to raise and appropriate \$2,228,282 for the article.

Finance Committee: Voted 4-1-0 to raise and appropriate \$2,228,282 for the article.

ARTICLE 15**Capital Outlay - Other Funding Sources**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to purchase or fund the following capital outlay items, and further, to authorize the Board of Selectmen to enter into a lease purchase agreement or agreements for a term not to exceed five (5) years; or take any other action relative thereto.

402 – Beach Capital Improvement Fund	Mayflower Beach Bathhouse & Concession P&I	\$300,000
	Beach Parking Lots – Paving	\$60,700
	Beach Rescue Mule	\$16,000
	Accessible Beach Boardwalk/Mats	\$34,000
	Total	\$410,700
406 – Waterways Dredge	Sesuit Harbor Dredging P&I	\$90,200
	Total	\$90,200
420 – Ambulance Fund	Town Wide Defibrillator Program	\$15,000
	Ambulance Stretcher Mounts/Retrofits	\$135,000
	Ambulance 105	\$134,288
	Total	\$284,288
460 – Golf Course Capital Improvement Fund	Golf Equipment Lease Year 2 of 4	\$62,526
	Golf Equipment Lease Year 4 of 4	\$59,856
	Dennis Highlands Clubhouse P&I	\$144,025
	Total	\$266,407
	Total Other Funding Sources	\$1,051,595

Selectmen: Voted 4-0-0 to recommend the following transfers for this article: \$410,700 from the Beach Capital Improvement Fund, \$90,200 from the Waterways Dredge & Maintenance Fund, \$284,288 from the Ambulance Receipts Fund, \$266,407 from the Golf Course Capital Improvement Fund For a total of \$1,051,595 for the purpose of the article.

Finance Committee: Voted 4-1-0 to recommend the following transfers

- **\$410,700 from the Beach Capital Improvement Fund**
- **\$90,200 from the Waterways Dredge & Maintenance Fund**
- **\$284,288 from the Ambulance Receipts Fund**
- **\$266,407 from the Golf Course Capital Improvement Fund**

for a total transfer of \$1,051,595 for the purpose of the article.

ARTICLE 16

Beach Electronic Message Boards

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to purchase or fund the following capital outlay items, and further, to authorize the Board of Selectmen to enter into a lease purchase agreement or agreements for a term not to exceed five (5) years; or to take any other action relative thereto.

402 – Beach Capital Improvement Fund	Full Matrix Solar Message Board Trailer	\$18,100
	Full Matrix Solar Message Board Trailer	\$18,100
	Total	\$36,200

Selectmen: Voted 5-0-0 to recommend a transfer from the Beach Capital Improvement Fund in the amount of \$36,200.

Finance Committee: Voted 7-0-0 to recommend transfer from the Beach Capital Improvement fund in the amount of \$36,200.

ARTICLE 17

Community Preservation Committee Budget

To see if the Town will vote to approve a Community Preservation Committee Budget for Fiscal Year 2020 as follows to appropriate or set aside for future appropriation for the Fiscal Year 2020 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 2020 Community Preservation Fund estimated annual revenues a sum of money to be placed in the Fiscal Year 2020 Undesignated Reserve for general Community Preservation Act purposes; or to take any other action relative thereto.

Selectmen: Voted 5-0-0 to place the article.

Finance Committee: Voted 7-0-0 to approve a Community Preservation Committee Budget for Fiscal Year 2020 as follows: to set-aside for future appropriation for the Fiscal Year 2020 Community Preservation Fund estimated annual revenues for each of the following purposes

- 1) 10% Reserved for Community Housing - \$152,193**
- 2) 10% Open Space - \$152,193**
- 3) 10% Reserved for Historic Preservation - \$152,193**

and to appropriate from Community Preservation Act estimated annual revenues

- 4) Debt Service - \$738,000**
- 5) Short Term Interest - \$25,000**
- 6) Community Preservation Committee Expenses - \$30,000**
- 7) FY2020 Budgeted Reserve - \$272,352**

for a total of \$1,521,931 for the article.

ARTICLE 18

Community Preservation Committee - Bush Property

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain, for open space and conservation purposes pursuant to G.L. c. 40, §8C and G.L. c. 44B, the fee interest in the property located at 481 Main Street, Barnstable County, Massachusetts, containing 13.11 acres of land, more or less, and shown on Assessor's Map as Assessor's Parcel ID No. 139-14-0, and more particularly described in a deed recorded with Barnstable County Registry of Deeds in Book 25098, Page 296 on such terms and conditions as the Board of Selectmen deem in the best interests of the Town, said property to be under the care, custody, management and control of the Conservation Commission; and to meet said appropriation, the Treasurer with the approval of the Board of Selectmen, is authorized to borrow \$1,400,000 under G.L. c. 44B or any other enabling authority, and issue bonds and notes therefor; that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and further, to authorize the Board of Selectmen and the Conservation Commission to file on behalf of the Town any and all applications deemed necessary for grants and reimbursements from the Commonwealth of Massachusetts under G.L. c. 132A, § 11(the so-called "LAND Grant" program) or any other application for funds and to contract for, accept and expend any such grants, provided, however, that the authorized amount of the borrowing under this vote shall be reduced by the amount of any grants or aid received at the time of such borrowing; and further, to authorize the Board of Selectmen and the Conservation Commission to enter into all agreements and execute any and all instruments as may be necessary or convenient on behalf of the Town to effect said acquisition; and further to authorize the Board of Selectmen to grant a conservation restriction on said property to the Dennis Conservation Trust and/or other qualified entities, pursuant to G.L. c. 184, §§ 31-33; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 7-0-0 in favor of this article.

ARTICLE 19

**Community Preservation Committee – Dennis
Affordable Housing Trust**

To see if the Town will vote, pursuant to the Community Preservation Act, G.L. c.44B, to appropriate and transfer \$175,000 from the Community Preservation Affordable Housing Reserves Fund as a grant to the Dennis Municipal Affordable Housing Trust pursuant to a grant agreement between the Dennis Municipal Affordable Housing Trust and the Board of Selectmen for purpose of funding the development of affordable housing projects, and further authorize the Board of Selectmen to enter into a grant agreement with said Dennis Municipal Affordable Housing Trust upon such terms and conditions as it deems appropriate; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 7-0-0 to transfer \$175,000 from the Community Preservation Affordable Housing Reserves Fund.

ARTICLE 20

**Solid Waste and Recycling Capital Improvement
Fund**

To see if the Town will vote to amend Chapter 19 of the General Bylaws of the Town by adding a new Section 19-14 to Article XI Solid Waste and Recycling Capital Improvement Fund By-Law, pursuant to Chapter 302 of the Acts of 2018 which authorized the establishment of said fund.

Article XI Solid Waste and Recycling Capital Improvement Fund

19-14 In accordance with Chapter 302 of the Acts of 2018, the Board of Selectmen is hereby authorized to increase the portion of the revenue derived from the Transfer Station Permits and Recycling Revenue to be deposited into the Solid Waste and Recycling Capital Improvement Fund as follows:

- i) (29%) of Transfer Station Permits and Recycling Revenue effective January 1, 2019.

or to take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 21**Dennis Transfer Station Design and Construction**

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to pay for the construction and design of the Dennis Transfer Station, to determine whether the payment of the principal and interest on any borrowing authorized under this article shall be made in the first instance from the Solid Waste and Recycling Capital Improvement Fund but that such borrowing shall be a general obligation of the Town, or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 22**Revolving Accounts**

To see if the Town will vote, pursuant to Chapter 44, §53E ½ , of the Massachusetts General Laws and §33-1 of the Town By-Laws to establish the spending limits for existing revolving accounts for Fiscal Year 2020; or take any other action relative thereto.

Program or Purpose	Authorized Representative or Board to Spend	FY2020 Authorization
COA Bus Revolving Fund	Council On Aging Director	35,000
COA Revolving Fund	Council On Aging Director	120,000
Golf Revolving Fund	Golf Director	400,000
Board of Health Revolving Fund	Health Director	4,000
Library Revolving Fund	Library Director	15,000
Recreation Department Revolving Fund	Recreation Director	165,000
Cable Revolving Fund	MIS Director	50,000

Selectmen: Voted 5-0-0 to recommend the article as printed in the warrant.

Finance Committee: Voted 5-0-0 to recommend the article as printed in the warrant.

ARTICLE 23

**Other Post-Employment Benefits Liability Trust
Fund Transfer**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited into the Other Post-Employment Benefits Liability Trust Fund established under Chapter 479 of the Acts of 2009, to be used to fund future benefits; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to place the article and support a transfer of \$400,000 from free cash to the Other Post-Employment Benefits Liability Trust Fund.

Finance Committee: Voted 5-0-0 to transfer \$400,000 from free cash to the Other Post-Employment Benefits Liability Trust Fund.

ARTICLE 24

Substance Use Disorder Advisory Commission

To see if the Town will vote to transfer a sum of money from free cash to fund the activities of the Substance Use Disorder Commission; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the transfer of \$5,000 from free cash to fund this article.

Finance Committee: Voted 5-0-0 to recommend transfer \$5,000 from free cash to fund this article.

ARTICLE 25

Dennis Senior Center Addition

To see if the Town will vote to transfer from free cash a sum of money to fund the addition to the Dennis Senior Center; or to take any other action relative thereto.

Selectmen: Voted 4-0-0 to transfer \$354,000 from free cash for the purpose of the article.

Finance Committee: Voted 7-0-0 to transfer 354,000 from free cash for the purpose of the article.

ARTICLE 26

Dennis Senior Center Repairs to Existing Building

To see if the Town will vote to transfer a sum of money from free cash for the continuation of repairs to the existing Dennis Senior Center; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the continuation of repairs to the existing Dennis Senior Center and transfer \$200,830 from free cash for the purpose of the article.

Finance Committee: Voted 7-0-0 to transfer \$200,830 from free cash for the purpose of the article.

ARTICLE 27

Dennis Patrol Officers Agreement

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, Local 417 Union for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$53,167.26 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$53,167.26 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 28

Dennis Police Sergeants Union Agreement

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 Sergeants IBPO, Local 579 Union for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$23,247.29 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$23,247.29 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 29

Dennis Superior Officers Union Agreement

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 for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$7,429.80 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$7,429.80 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 30

**American Federation of State, County
and Municipal Employees (AFSCME) Unit A
Union Agreement**

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 AFSCME Council 93, Local 2977 - Unit A Union for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$30,814.07 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$30,814.07 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 31

**American Federation of State, County
and Municipal Employees (AFSCME) Unit B
Union Agreement**

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 AFSCME Council 93, Local 2977 – Unit B Union for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$8,740.86 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$8,740.86 from Article 4, line item # 3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 32

**Service Employees International Union
(SEIU) Unit A Agreement**

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 – Unit A personnel for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer from the Town Administrator’s contract settlement line item in the amount of \$38,890.86 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$38,890.86 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 33

**Service Employees International Union
(SEIU) Unit B Agreement**

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 – Unit B personnel for Fiscal Year 2020; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer from the Town Administrator’s contract settlement line item in the amount of \$43,524.52 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$43,524.52 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 34

**Dennis Professional Firefighters, IAFF Local
2583**

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 2020; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer from the Town Administrator’s contract settlement line item in the amount of \$72,399.86 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$72,399.86 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 35

Mass Laborers' District Council (MLDC) Union Agreement

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 2020; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer from the Town Administrator's contract settlement line item in the amount of \$37,068.37 for the purpose of the article.

Finance Committee: Voted 5-0-0 to recommend a transfer of \$37,068.37 from Article 4, line item #3A Town Administrator Settlements of this Annual Town Meeting Warrant.

ARTICLE 36

Temporary Repairs to Whittier Drive

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to make temporary repairs to a portion of Whittier Drive (from Thoreau Drive southerly for a distance of 700 feet, more or less, then 770 feet , more or less, easterly and northerly to a cul-de-sac) a private road in Dennis, open to and used by the general public within Dennis, pursuant to the provisions of MGL Chapter 80 and the Town of Dennis "Temporary Repairs of Private Way By-Law", Chapter 156 § 3-6, adopted at the May 3, 2005 Annual Town Meeting under Article 31, and in accordance with the vote of the Board of Selectmen on February 26, 2019, declaring that the repairs to said private way are required because of public necessity and convenience, and further, that the owners of said land benefited by said temporary repairs shall be assessed their proportionate share of betterments as specified in said by-law, and in accordance with Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act); or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 5-0-0 to support this article.

ARTICLE 37**Temporary Repairs to Grazing Field Lane**

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to make temporary repairs to a portion of Grazing Field Lane (from Seaside Avenue southerly for a distance of 990 feet, more or less, to a cul-de-sac) a private road in Dennis, open to and used by the general public within Dennis, pursuant to the provisions of MGL Chapter 80 and the Town of Dennis "Temporary Repairs of Private Way By-Law", Chapter 156 § 3-6, adopted at the May 3, 2005 Annual Town Meeting under Article 31, and in accordance with the vote of the Board of Selectmen on February 26, 2019, declaring that the repairs to said private way are required because of public necessity and convenience, and further, that the owners of said land benefited by said temporary repairs shall be assessed their proportionate share of betterments as specified in said by-law, and in accordance with Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act); or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 5-0-0 to support this article.

ARTICLE 38**1005B Old Bass River Road Acquisition (Small, Triangular Parcel abutting Dennis Village Cemetery)**

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise for purposes of expansion and access at the Dennis Village Cemetery, the vacant parcel, located at 1005B Old Bass River Road, Assessor's Map 330, Parcel 29-0 and as referenced in Land Court Case 38229 and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said acquisition; and further as funding therefor to raise and appropriate or transfer from available funds a sum of money, to pay for said acquisition and associated costs and any other costs incidental and related thereto; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to transfer \$9,000 from free cash for the purpose of the article.

Finance Committee: Voted 5-0-0 to transfer \$9,000 from free cash to fund this article.

ARTICLE 39

Citizen Petition: Prohibition of Plastic Bottles

To see if the Town will vote to adopt the following as a general by-law and to insert it into the Code of the Town of Dennis, Massachusetts as Chapter 135, Article I, §135-1:

The procurement by the Town of Dennis of either water or any other beverage in plastic containers of any size is prohibited, and the sale of water or any beverage in plastic containers is prohibited on Town property.

In the event of a declaration (by Emergency Management Director, or other duly-authorized Town, Commonwealth, or United States official) of any emergency affecting the availability and/or quality of drinking water for Dennis residents the Town shall be exempt from this Bylaw until seven (7) calendar days after such declaration has ended; or take any other action relative thereto.

(By Citizen Petition)

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Voted 6-0-0 to indefinitely postpone this article.

ARTICLE 40

Zoning Amendment – Pool Fencing

To see if the Town of Dennis will vote to amend the Dennis Zoning By-law to add provisions related to pool fencing by amending Section 3 General Regulations to add new Section 3.3 Swimming Pools Additions shown in BOLD:

Section 3.3 Swimming pools

Swimming Pools whether aboveground or in-ground, having a depth or 18 inches or more or a surface of 150 sq. ft. or more shall be enclosed by a non-climbable safety fence not less than four feet in height with a self-latching gate. In the case of aboveground pools such safety fence may consist of the pool wall and fence around the top rail or deck thereof provided the stairs to such pool are removable, swing out of use or are fenced. Swimming pools shall be subject to structural setbacks found in Section 2.2.2 of this by-law. In all cases the setback shall be measured from the nearest point of the coping of an in-ground pool or the nearest point of the top rail or deck of an aboveground pool to each lot line.

or take any action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 5-1-0 to support this article.

ARTICLE 41

Zoning Amendment – Retaining Walls

To see if the Town of Dennis will vote to amend the Dennis Zoning By-law to add provisions related to retaining walls by amending Section 3 General Regulations to add new Section 3.2 Retaining Walls and amend Section 5 Definitions to amend STRUCTURES to delete the exemption for retaining walls and add new definition RETAINING WALLS. Additions shown in BOLD deletions shown in ITALICS.

Section 5 Definitions

Add:

RETAINING WALLS: A wall designed to resist the lateral displacement of soil or other material.

Amend as follows:

STRUCTURE An assembled combination of materials at a fixed location to give support or shelter, exclusive of boundary *or retaining* walls, fences, flag poles, self contained heating or ventilating equipment and the like.

Add New Section 3.2 Retaining Walls

3.2 Retaining Walls: Retaining walls may be constructed upon the issuance of a Building Permit, subject to the following exemptions, restrictions and conditions:

Exemptions: Retaining walls shall be exempt from the conditions and restrictions below when (a) a retaining wall has been approved by the Conservation Commission to function as a sea wall or (b) when a retaining wall meets the minimum requirements to meet state sanitary codes for raised septic systems.

1. Height Limits: In the Front Yard setback, retaining walls shall not exceed five (5) feet in height, except by Special Permit as provided in this section. In the Side and Rear setbacks, retaining walls shall not exceed six (6) feet in height, except by Special Permit as provided in this section. The applicable Special Permit Granting Authority may issue a Special Permit to allow retaining walls to exceed the said height limits after considering the effect on safety, views, and access to light and air, relating to the property on which the retaining wall is located, neighboring properties, and the Town as a whole. The height of retaining walls shall be the vertical distance of the highest point of the retaining wall above the average natural grade of the ground undisturbed adjoining the retaining wall before any construction is commenced.

2. Setbacks: Retaining walls shall be set back a minimum of five (5) feet from any property line. Retaining walls of greater than five (5) feet shall be set back one (1) additional foot for every foot of height.

3. Screening: Retaining walls shall be screened with ground plantings when located within a front yard.

4. Stormwater Control: Retaining wall drainage shall follow the Town's Stormwater regulations to ensure that stormwater does not adversely affect adjacent properties, town or private ways.

or take any action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 5-1-0 not to recommend this article.

ARTICLE 42

Zoning Amendment – Temporary Mobile Homes

To see if the Town of Dennis will vote to amend the Dennis Zoning By-law to:

- Amend Section 5 Definitions by deleting 12 and replacing it with 30, and deleting holocaust and replacing it with disaster in definition of TEMPORARY MOBILE HOME as follows

ADDITIONS IN BOLD, DELITIONS IN *ITALICS*

TEMPORARY MOBILE HOME A mobile home used by the owner and occupier of a residence which has been destroyed by a fire or other natural **disaster** *holocaust* placed on the site of such residence and residing in such home for a period not to exceed **30** *12* months while the residence is being rebuilt. Any such mobile home shall be subject to the provisions of the state sanitary code.

or take any action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 5-0-0 in support of this article.

ARTICLE 43

Amend Trailers and Trailer Parks By-Law

To see if the Town will amend Chapter 169 of the Town By-Law Article I as follow:

1. Add the following exception to the end of §169-1: “ Exception- The Building commissioner may issue a building permit for a temporary “mobile home” when a residence has been destroyed by fire or other natural disaster in accordance with M.G.L. Chapter 40A and the Town of Dennis Zoning By-Law without approval from the Selectmen.”;

or take any action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 6-0-0 in support of this article.

ARTICLE 44

Illicit Discharge Bylaw

To see if the Town will vote to adopt as a general bylaw the following:

Bylaw Governing Discharges to the Municipal Storm Drain System

SECTION 1. PURPOSE

Increased and contaminated stormwater runoff is a major cause of impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands and groundwater; contamination of drinking water supplies; alteration or destruction of aquatic and wildlife habitat; and flooding.

Regulation of illicit connections and discharges to the municipal storm drain system is necessary for the protection of the Town of Dennis’s water bodies and groundwater, and to safeguard the public health, safety, welfare and the environment.

The objectives of this by-law are:

1. to prevent pollutants from entering the Town of Dennis’s municipal separate storm sewer system (MS4);
2. to prohibit illicit connections and unauthorized discharges to the MS4;
3. to require the removal of all such illicit connections;
4. to comply with state and federal statutes and regulations relating to stormwater discharges; and
5. to establish the legal authority to ensure compliance with the provisions of this by-law

through inspection, monitoring, and enforcement.

SECTION 2. DEFINITIONS

For the purposes of this by-law, the following shall mean:

AUTHORIZED ENFORCEMENT AGENCY: The Board of Health (hereafter, the “Board”), its employees or agents designated to enforce this by-law.

BEST MANAGEMENT PRACTICE (BMP): An activity, procedure, restraint, or structural improvement that helps to reduce the quantity or improve the quality of stormwater runoff.

CLEAN WATER ACT: The Federal Water Pollution Control Act (33 U.S.C. § 1251, *et seq.*) as hereafter amended.

DISCHARGE OF POLLUTANTS: The addition from any source of any pollutant or combination of pollutants into the municipal storm drain system or into the waters of the United States or Commonwealth from any source.

GROUNDWATER: Water beneath the surface of the ground.

ILLICIT CONNECTION: A surface or subsurface drain or conveyance, which allows an illicit discharge into the municipal storm drain system, including without limitation sewage, process wastewater, or wash water and any connections from indoor drains, sump pumps, sinks, or toilets, regardless of whether said connection was previously allowed, permitted, or approved before the effective date of this by-law.

ILLICIT DISCHARGE: Direct or indirect discharge to the municipal storm drain system that is not composed entirely of stormwater, except as exempted in Section 8. The term does not include a discharge in compliance with a National Pollutant Discharge Elimination System (“NPDES”) Storm Water Discharge Permit or a Surface Water Discharge Permit, or resulting from firefighting activities exempted pursuant to Section 8, subsection 1, of this by-law.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water infiltrating the underlying soil. Impervious surface includes without limitation roads, paved parking lots, sidewalks, and rooftops.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) or MUNICIPAL STORM DRAIN SYSTEM: The system of conveyances designed or used for collecting or conveying stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Dennis.

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORM WATER DISCHARGE PERMIT: A permit issued by United States Environmental Protection Agency or jointly with the State that authorizes the discharge of pollutants to waters of the United States.

NON-STORMWATER DISCHARGE: Discharge to the municipal storm drain system not composed entirely of stormwater.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POLLUTANT: Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter whether originating at a point or nonpoint source, that is or may be introduced into any sewage treatment works or waters of the Commonwealth. Pollutants shall include without limitation:

- (1) paints, varnishes, and solvents;
- (2) oil and other automotive fluids;
- (3) non-hazardous liquid and solid wastes and yard wastes;
- (4) refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordnances, accumulations and floatables;
- (5) pesticides, herbicides, and fertilizers;
- (6) hazardous materials and wastes; sewage, fecal coliform and pathogens;
- (7) dissolved and particulate metals;
- (8) animal wastes;
- (9) rock, sand, salt, soils;
- (10) construction wastes and residues; and
- (11) noxious or offensive matter of any kind.

PROCESS WASTEWATER: Water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any material, intermediate product, finished product, or waste product.

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RECHARGE: The process by which groundwater is replenished by precipitation through the percolation of runoff and surface water through the soil.

STORMWATER: Storm water runoff, snow melt runoff, and surface water runoff and drainage.

SURFACE WATER DISCHARGE PERMIT. A permit issued by the Department of Environmental Protection (DEP) pursuant to 314 CMR 3.00 that authorizes the discharge of pollutants to waters of the Commonwealth of Massachusetts.

TOXIC OR HAZARDOUS MATERIAL or WASTE: Any material, which because of its quantity, concentration, chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with any substance or substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment. Toxic or hazardous materials include any synthetic organic chemical, petroleum product, heavy metal, radioactive or infectious waste, acid and alkali, and any substance defined as Toxic or Hazardous under G.L. Ch.21C and Ch.21E, and the regulations at 310 CMR 30.000 and 310 CMR 40.0000.

WATERCOURSE: A natural or man-made channel through which water flows or a stream of water, including a river, brook or underground stream.

WATERS OF THE COMMONWEALTH: All waters within the jurisdiction of the Commonwealth, including, without limitation, rivers, streams, lakes, ponds, springs, impoundments, estuaries, wetlands, coastal waters, and groundwater.

WASTEWATER: Any sanitary waste, sludge, or septic tank or cesspool overflow, and water that during manufacturing, cleaning or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct or waste product.

SECTION 3. APPLICABILITY

This by-law shall apply to any and all illicit discharges entering the municipally owned storm drainage system.

SECTION 4. AUTHORITY

This bylaw is adopted under the authority granted by the Home Rule Amendment of the Massachusetts Constitution and the Home Rule Procedures Act, and pursuant to the regulations of the federal Clean Water Act found at 40 CFR 122.34.

Nothing in this by-law is intended to replace the requirements or authority of any other bylaw, state, federal or superseding authority.

SECTION 5. RESPONSIBILITY FOR ADMINISTRATION

The Board shall administer, implement and enforce this by-law. Any powers granted to or duties imposed upon the Board may be delegated in writing by the Board to any employees or agents of the Board.

SECTION 6. REGULATIONS

The Board may promulgate rules and regulations to effectuate the purposes of this by-law. Failure by the Board to promulgate such rules and regulations shall not have the effect of suspending or invalidating this by-law.

SECTION 7. PROHIBITED ACTIVITIES

Illicit Discharges. No person shall dump, discharge, cause or allow to be discharged any pollutant or non-stormwater discharge into the municipal separate storm drain system (MS4), into a watercourse, or into the waters of the Commonwealth, or abutting property.

Illicit Connections. No person shall construct, use, allow, maintain or continue any illicit connection to the municipal storm drain system, regardless of whether the connection was permissible under applicable law, regulation or custom at the time of connection.

Obstruction of Municipal Storm Drain System. No person shall obstruct or interfere with the normal flow of stormwater into or out of the municipal storm drain system without prior written approval from the Board.

Pumping of Water. No person shall direct, discharge, lead, or pump water, clear or otherwise, including groundwater and/or rooftop runoff, onto any public ways or streets, adjacent property, into the Town's municipal separate storm drain system, or into any watercourse or waters of the Commonwealth. Any pumping of groundwater shall be done in such a way that the water is contained in its entirety on the originating property and shall not create a public nuisance to the Town or abutting properties.

Discharging of Pool Water. No person shall pump pool water, dechlorinated or otherwise onto any public ways or streets, adjacent property, into the Town's municipal separate storm drain system, or into any watercourse or waters of the Commonwealth. Any pumping of pool water shall be done in such a way that the water is contained in its entirety on the originating property and shall not create a public nuisance to the Town or abutting properties.

SECTION 8. EXEMPTIONS

The following non-stormwater discharges or flows are exempt from this by-law provided that the source is not a significant contributor of a pollutant to the municipal storm drain system:

- (1) Discharge or flow resulting from firefighting activities;

- (2) Waterline flushing;
- (3) Flow from potable water sources;
- (4) Springs;
- (5) Natural flow from riparian habitats and wetlands;
- (6) Diverted stream flow;
- (7) Uncontaminated groundwater infiltration directly into the drainage system and/or MS4 as defined in 40 CFR 35.2005(20),
- (8) Incidental discharges from landscape irrigation or lawn watering;
- (9) Water from individual residential car washing;
- (10) Discharge from street sweeping of minor amounts of water during operations;
- (11) Dye testing, provided verbal notification is given to the Board prior to the time of the test;
- (12) Non-stormwater discharge permitted under a NPDES permit or a Surface Water Discharge Permit, waiver, or waste discharge order administered under the authority of the United States Environmental Protection Agency or the Massachusetts Department of Environmental Protection, provided that the discharge is in full compliance with the requirements of the permit, waiver, or order and applicable laws and regulations; and
- (13) Discharges for which advanced written approval is received from the Board as necessary to protect public health, safety, welfare or the environment.

SECTION 9. EMERGENCY SUSPENSION OF STORM DRAINAGE SYSTEM ACCESS

The Board may suspend municipal storm drain system access to any person or property without prior written notice when such suspension is necessary to stop an actual or threatened discharge of pollutants that presents imminent risk of harm to the public health, safety, welfare or the environment. In the event any person fails to comply with an emergency suspension order, the Board and/or any other authorized Town Official and/or any other authorized employee or agent of the Town may take all reasonable steps to prevent or minimize harm to the public health, safety, welfare or the environment.

SECTION 10. NOTIFICATION OF SPILLS

Notwithstanding other requirements of local, state or federal law, as soon as a person responsible for a facility or operation, or responsible for emergency response for a facility or operation has

information of or suspects a release of materials at that facility or operation resulting in or which may result in discharge of pollutants to the municipal drainage system or waters of the Commonwealth, the person shall take all necessary steps to ensure containment, and cleanup of the release. In the event of a release of oil or hazardous materials, the person shall immediately notify the Town of Dennis Fire and Police Departments and the Board of Health. In the event of a release of non-hazardous material, the reporting person shall notify the Authorized Enforcement Agency no later than the next business day. The reporting person shall provide to the Board written confirmation of all telephone, facsimile or in-person notifications within three business days thereafter. If the discharge of prohibited materials is from a commercial or industrial facility, the facility owner or operator of the facility shall retain on-site a written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

SECTION 11. ENFORCEMENT

The Board or an authorized agent of the Board shall enforce this by-law, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.

Civil Relief. If a person violates the provisions of this by-law, regulations, permit, notice, or order issued thereunder, the Board may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

Orders. The Board or an authorized agent of the Board may issue a written order to enforce the provisions of this by-law or the regulations thereunder, which may include: (a) elimination of illicit connections or discharges to the MS4; (b) performance of monitoring, analyses, and reporting; (c) that unlawful discharges, practices, or operations shall cease and desist; and (d) remediation of contamination in connection therewith.

If the enforcing person determines that abatement or remediation of contamination is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town of Dennis may, at its option, undertake such work, and expenses thereof shall be charged to the violator.

Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the Town of Dennis including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Board within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the Board affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in G.L. Ch. 59, § 57 after the thirty-first

day at which the costs first become due.

Criminal Penalty. Any violation of any provision of this by-law, regulation, order or permit issued thereunder, shall be punishable by a criminal penalty of not more than \$100 per violation. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

Non-Criminal Disposition. As an alternative to criminal prosecution or civil action, the Town of Dennis may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch. 40, §21D and Chapter I, Article I of the Town of Dennis Bylaws. The fine for the 1st violation shall be \$100. The fine for the 2nd violation shall be \$200. The fine for the 3rd and all subsequent violations shall be \$300. Each day or part thereof that such violation(s) occurs or continues shall constitute a separate offense. The Town of Dennis may also impose additional penalties for reimbursement of labor and/or materials used to temporarily remedy the violation.

Entry to Perform Duties Under this By-Law. To the extent permitted by state law, or if authorized by the owner or other party in control of the property, the Board, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this by-law and regulations and may make or cause to be made such examinations, surveys or sampling as the Board deems reasonably necessary.

Appeals. The decisions or orders of the Board shall be final. Further relief shall be to a court of competent jurisdiction.

Remedies Not Exclusive. The remedies listed in this by-law are not exclusive of any other remedies available under any applicable federal, state or local law.

SECTION 12. SEVERABILITY

The provisions of this by-law are hereby declared to be severable. If any provision, paragraph, sentence, or clause, of this by-law 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 by-law.

SECTION 13. TRANSITIONAL PROVISIONS

Residential property owners shall have 90 days from the effective date of the by-law to comply with its provisions provided good cause is shown for the failure to comply with the by-law during that period;

or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Voted 7-0-0 to recommend and support the article as printed in the warrant.

ARTICLE 45

General Bylaw Amendment: Stretch Energy Code

To see if the Town will vote to amend the Dennis Town Code by adopting a General Bylaw – Stretch Energy Code for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the Stretch Energy Code, including future editions, amendments or modifications thereto, with an effective date of January 1, 2020, a copy of which is on file with the Town Clerk, as follows:

Chapter 157 Stretch Energy Code

§1 Purpose

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the Base Energy Code applicable to the relevant sections of the building code for new buildings.

§2 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.

Stretch Energy Code – Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA of the Massachusetts building code, the Stretch Energy Code is an appendix to the Massachusetts building code, based on further amendments to the International Energy Conservation Code (IECC) to improve the energy efficiency of buildings built to this code.

§3 Applicability

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 115.AA, as indicated.

§4 Authority

A municipality seeking to ensure that construction within its boundaries is designed and built above the energy efficiency requirements of 780 CMR may mandate adherence to this appendix. 780 CMR 115.AA may be adopted or rescinded by any municipality in the commonwealth in the manner prescribed by law.

§5 Stretch Code

The Stretch Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA, including any future editions, amendments or modifications, is herein incorporated by reference into the Dennis Town Code under the General Bylaws, Chapter 157 of the Town Code. The Stretch Code is enforceable by the Building Inspector and effective as of January 1, 2020;

or take any other action relative there to.

Selectmen: Voted 5-0-0 to recommend the article as printed in the warrant.

Finance Committee: Voted 7-0-0 to recommend the article as printed in the warrant.

ARTICLE 46 Building Department Fee Schedule

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law to eliminate the Building Department fees that have been ~~stricken through~~ and to establish increases or decreases and the new fee items all shown in **bold** and that said fees may be amended from time to time by the Board of Selectmen in accordance with the By-Law; or take any other action relative thereto.

Building	Residential	Current	New
	Flat Application Fee	\$ 26	\$ -
	New Construction 100 sq.ft. or less		\$ 64
	New Construction over 100 sq. ft. (per sq. ft.)		\$0.64
	Dwelling Units	\$0.54	\$ -
	Dwelling Additions	\$0.58	\$ -
	Accessory Building Over 120 sq. ft. , up to 500 sq. ft.	\$ 115	\$ -
	Accessory Building Over 500 Sq. ft.	\$ 75	\$ -
	Accessory Structure Under 120 sq. ft.	\$ 75	\$ -
	Foundation Only		\$200
	Minor Interior Changes, Sheet Metal/Etc.	\$ 49	\$ -
	100 sq. ft. or less: All Alterations Renovations, Repairs Otherwise Not Specified	\$ -	\$ 64
	Major Interior/Exterior Changes/Sheet Metal etc.	\$0.58	\$ -
	Over 100 sq. ft.: All alterations/renovations or repairs otherwise not specified		\$0.64
	Conversion of Existing Building to Dwell Units — Per Unit	\$235	\$ -

Fire Alarms	\$ 50	\$ -
Smoke/CO Detectors	\$ 50	\$ -
Above Ground Swimming Pool	\$ 50	\$ 65
In-Ground Swimming Pool	\$ 50	\$100
Tennis Courts (Open to Weather)	\$ 67	\$ -
Decks & Open Porch	\$0.65	\$ -
Relocation/Moving (Includes New Foundation)	\$150	\$ -
Tents	\$ 37	\$ 30
Fences	\$ 17	\$ -
Residing, Re-Roofing	\$ 41	\$ 50
Windows and Exterior Doors	\$ 49	\$ 50
Chimney/Fireplace (New & Reconstruction)	\$ 0.65	\$ -
Roofing & Siding Combination		\$ 90
Roofing or Siding & Window/Door Combination		\$ 90
Roofing & Siding & Window/Door Combination		\$ 130
Weatherization		\$ 50
Demolition		
Principle Buildings	\$ 250	\$ 225
Accessory Buildings (over 200 sq. ft.)	\$ 87	\$ 65
Commercial		
Application Fee	\$ 73	\$ -
New Construction (all use groups)	\$ 0.72	\$ -
New Construction (All Use Groups 100 sq. ft. or Less)	\$ -	\$ 80
New Construction (All Use Groups over 100 sq. ft.)	\$ -	\$ 0.80
Additions	\$ 0.76	\$ -
Foundation Only		\$ 300
Alterations/Renovations/Repairs		
Minor Less Than 500 sq. ft./Sheet Metal	\$ 90	\$ -
100 sq. ft. Or Less Alterations/Renovations/Repairs	\$ -	\$ 85
Major More Than 500 sq. ft.	\$ 0.66	\$ -
All Alterations, Renovations, Repairs Over 100 sq. ft.	\$ -	\$ 0.85
Fire Alarms/Sprinkler Systems/Carbon Monoxide Detector. Smoke Detector	\$ 100	\$ -
Roofing	\$ -	\$ 100
Siding	\$ -	\$ 100
Window & Exterior Doors	\$ -	\$ 100
Weatherization	\$ -	\$ 100
Swimming Pools	\$ 152	\$ 200
Tennis Courts	\$ 152	\$ -

Decks & Open Poreh	\$0.60	\$ -
Relocation/Moving (Includes New Foundation)	\$ 250	\$ -
Foundation Only	\$ 300	
Demolition		
Principle Buildings	\$ 250	\$ 322
Accessary Buildings	\$ 66	\$ -
Accessary Buildings (Over 120 sq. ft.)	\$ -	\$ 85
Miscellaneous		
Reports of Permits Issued to Public (Time Available Only)	\$ 20	
Home Occupation Permit (No Construction)	\$ 35	\$ -
Zoning Application/Determination	\$ 40	\$ -
Equipment/Appliance Installation		
Roof Mounted Air/Heating System	\$ 58	\$ -
Central Vacuum Systems	\$ 40	\$ -
Liquid Fuel Heating Systems	\$ 47	
Solid Fuel (Wood/Coal/Pellet)	\$ 21	\$ 40
Elevators	\$ 120	
Wind Generators/Mills/Communication Towers per foot	\$ -	\$ 5
TV Dishes	\$ 38	\$ -
Alternative Energy (Free Standing one and two family) per sq. ft.	\$ -	\$ 0.25
Alternative Energy (Roof Mounted one and two family)	\$ -	\$ 135
Alternative Energy (Free Standing Commercial)		0.30 sq. ft. - Maximum \$50,000
Alternative Energy (Roof Mounted Commercial)Per Unit	\$ -	\$525 - Maximum \$2,100
Sheet Metal		
Residential Per Unit		\$ 50
Commercial Per Unit	\$ -	\$ 100
Pre-Permit Plan Review (Time Available Only)		
Residential 1 & 2 Family	\$ 38	\$ -
All Others	\$ 140	\$ -
Change In Use - New Construction	\$ 75	\$ -
Zoning Referral (Without a Building Permit for Cause Only)	\$ 50	\$ -
Pre-Building Code Structures, Certificates, of Occupancy for Cause Only		

Temporary Uses	\$ 40	\$ -
All Others	\$ 115	\$ -
Foundation Permit (Separate From Building Permit For Cause Only)	\$ 40	\$ -
Zoning Compliance Certificate	\$ 75	\$ -
Certificate of Inspection		
Under Article 1 §108.5.1 Building Code	\$ 80	\$ -
Certificate of Inspection	\$ -	\$ 80
Change in Use	\$ 84	\$ -
Record Search (Time Available Only)	\$ 20	\$ -
Permits Renewals		
1st Renewal	\$ 40	
	\$ 75	
2nd Renewal		
Permits/Certificates/Services Not Otherwise Specified		
Residential	\$ 16	\$ -
All Other Uses	\$ 27	\$ -
Record Search (Time Available Only)	\$ 20	\$ -
Re-Inspections (For Work Not Ready For Inspection, Incomplete Work, Incorrect Work, or Failure of Inspector to Gain Access to Premises)	\$ 80	\$ 40
Removal of Stop Work Order	\$ 55	
Replacement of Lost Permit/Inspection Cards	\$ 35	\$ -
Historic District Compliance Inspection; Where No Building Permit is Required	\$ 19	\$ -
Building Permit Amendments (After Permit Issue)	\$ 36	\$ -
*Construction Started Prior to Permit Issuance - Double Permit Cost		
Plumbing Permits		
Residential New Construction		
1-10 Fixtures Per Unit	\$ 130	\$ -
Each Additional Fixture Per Unit	\$ 15	\$ -
Commercial New Construction		
1-4 Fixtures Per Unit	\$ 167	\$ -
Each Additional Fixture Per Unit	\$ 15	\$ -
Commercial Additions/Renovations/Repair/Replace (To Existing Unit)		
1-4 Fixtures Per Unit	\$ 80	\$ -

Each Additional Fixture Per Unit	\$ 19	\$ -
Hot Water Heaters (3)	\$ 46	\$ -
Re-inspection Fee (4) Commercial/Residential	\$ 78	\$ -
Gas Hot Water Heater (Replacement)		
Combination Plumbing & Gas Hot Water Heater	\$ 62	\$ -
Electric Hot Water Heater	\$ 46	\$ -
Building Permit Amendment (After Permit Issuance)	\$ 34	\$ -
Gas Permits		
Residential/Commercial Units		
Heater/Ranges/Furnaces/Dryer Other, When Permit is For Single Appliance Installation	\$ 43	\$ -
When Combination of Appliances in Single Unit		
1st Appliance	\$ 64	\$ -
Each Additional Appliance	\$ 19	\$ -
Re-inspection Fee (4) Commercial/Residential	\$ 79	\$ -
Building Permit Amendment (After Permit Issuance)	\$ 34	\$ -
Residential Plumbing and Gas (one and two family)		
First Fixture	\$ -	\$ 50
Each Additional Fixture	\$ -	\$ 10
Commercial Plumbing and Gas		
First Fixture	\$ -	\$ 60
Each Additional Fixture	\$ -	\$ 15
Combination Plumbing/Gas 1 Fixture		
Water Heaters/Boilers	\$ -	\$ 75
Change of Contractor	\$ -	\$ 50
*Permit Issued for Work Started Before Permit Issued (Except as Allowed By Code for Emergency) Work Shall Double Permit Fee		

Selectmen: Voted 4-0-0 to recommend the article as printed.

Finance Committee: Voted 4-1-0 in favor of this article as printed in the warrant.

ARTICLE 47**Eversource Utility Easement for Dennis Highlands Golf Course 825 Old Bass River Rd.**

To see if the Town will vote to authorize the Board of Selectmen to convey a non-exclusive perpetual utility easement to NSTAR ELECTRIC COMPANY, d/b/a Eversource Energy for such purposes to install, construct, reconstruct, alter, extend, operate, inspect, maintain, repair, replace and remove (a) underground buried cables, wires, conduits, pipes, splice boxes, manholes, hand-holes, wire distributing facilities, fixtures, appurtenances, service and lamp connections, with the wires and cables therein, and all necessary foundations, anchors, and other supporting appurtenances and (b) above-ground pedestals, concrete pads, transformers, switchgear and apparatus cabinets with the necessary wires, cables, terminals, fixtures and appurtenances, over, across, upon and under a certain parcel of Town-owned land located at 825 Old Bass River Road Dennis, shown on a plan recorded with Barnstable Registry of Deeds in Plan Book 329, Page 44, in locations of which are shown on the sketch plan dated October 18, 2017, a copy of which is on file in the office of the Town Clerk, on such terms and conditions which the Board of Selectmen may determine; or take any other action relative thereto.

Selectmen: Voted 4-0-1 to recommend the article as printed.

Finance Committee: Voted 7-0-0 to recommend and support the article as printed in the warrant.

ARTICLE 48**Shellfish Mitigation Fund**

To see if the Town will vote to expend from the Shellfish Mitigation Fund \$11,500 to be used for shellfish propagation:

- Purchasing 100,000 R-6mm soft shell clams for transplant into Chapin Beach and Bass River (\$1600);
- Purchasing 84,000 R1.5 (2mm-3mm) quahog/hard clam for recreational and commercial harvesting (\$1,100)
- Purchasing 20,000 R-8 (12mm) “field plant” Oyster Seed for grow out at Crowes Pasture (\$1,000);
- Repair/Upgrade of the existing Upweller used for grow out of shellfish seed, boat maintenance & aquaculture supplies (\$7,800);

or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the expenditure of \$11,500 from the Shellfish Mitigation Fund for the purpose of the article.

Finance Committee: Voted 5-0-0 to expend \$11,500 from Shellfish Mitigation Fund.

ARTICLE 49**DEP MA Ch.91 §29**

To see if the Town will vote to assume liability in the manner provided by §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 Protection 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 §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; or take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend the article as printed.

Finance Committee: Voted 5-0-0 in support as printed in the warrant.

ARTICLE 50**Dedication of a Percentage of the Local Option Room Excise Tax to a Stabilization Fund**

To see if the Town will vote to accept Paragraph 4 of Chapter 40, Section 5B of the General Laws and dedicate, without further appropriation, to the Town's Wastewater Stabilization Fund twenty-five percent of the local option rooms excise that the Town receives on the transfer of occupancy of a room in a bed and breakfast establishment, hotel, lodging house, short-term rental or motel, pursuant to its acceptance of General Laws Chapter 64G, Section 3A, as amended by Chapter 337 of the Acts of 2018; provided that said dedication shall take effect beginning in Fiscal Year 2020 which begins on July 1, 2019; and provided further that the Town may not revoke its acceptance of this Act for at least three fiscal years; or to take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend the article as printed.

Finance Committee: Recommendation to be made at Town Meeting.

ARTICLE 51**Wastewater Stabilization Allocation**

To see if the Town will vote to transfer a sum of money from the Solar Special Revenue Fund to the Wastewater Stabilization Fund for the purpose of future wastewater needs; or take any other action relative thereto.

Selectmen: Voted 5-0-0 to recommend a transfer of \$485,000 from the Solar Special Revenue Fund to the Wastewater Stabilization Fund.

Finance Committee: Voted 7-0-0 to recommend a transfer of \$485,000 from the Solar Special Revenue Fund to the Wastewater Stabilization Fund.

ARTICLE 52

Transfer Funds to Capital Improvement Fund

To see if the Town will vote to transfer from available funds a sum of money to the Capital Improvement Fund; or to take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer of \$810,000 from free cash to the Capital Improvement Fund.

Finance Committee: Voted 7-0-0 to transfer \$810,000 from free cash for the purpose of the article.

ARTICLE 53

Transfer Funds to Stabilization Fund

To see if the Town will vote to transfer from available funds a sum of money to the Stabilization Fund; or to take any other action relative thereto.

Selectmen: Voted 4-0-0 to recommend a transfer of \$810,000 from free cash to the Stabilization Fund.

Finance Committee: Finance Committee: Voted 7-0-0 to transfer \$810,000 from free cash for the purpose of the article.

**TOWN OF DENNIS
ANNUAL TOWN ELECTION**

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby notified and warned, the inhabitants of the Town of Dennis, who are qualified to vote in elections to meet at several precincts in Dennis at the following places:

Precinct 1: Carleton Hall, 1006 Old Bass River Road, Dennis
Precinct 2: Dennis Senior Center, 1045 Route 134, East Dennis
Precinct 3: Dennis Public Library, 5 Hall Street, Dennis Port
Precinct 4: 1867 West Dennis Graded School House, 67 School Street, West Dennis
Precinct 5: Dennis Police Station, 90 Bob Crowell Road, South Dennis

In said Dennis on Tuesday, the fourteenth day of May 2019, at 7:00 a.m. then and there to vote for election of the following officers:

- Two Selectmen for three years.
- One Town Moderator for three years.
- One Dennis-Yarmouth School Committee Member for three years.
- Three Constables for three years.
- One Old Kings Highway Regional Historic District Commissioner for four years.
- One Water District Commissioner for three years.

And you are directed to serve this WARRANT by posting up attested copies thereof at EACH OF THE POST OFFICES in said TOWN OF DENNIS at least FOURTEEN (14) days before the time of holding the said meeting.

HEREOF FAIL NOT, and make a due return of this WARRANT with your doings thereon to the TOWN CLERK, at the time and place of the meeting aforesaid.

Given unto our hands this 16th day of April in the year of our Lord, Two Thousand Nineteen.

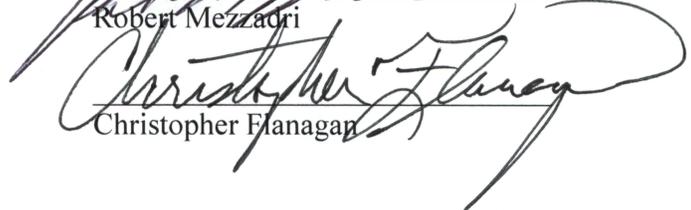
DENNIS BOARD OF SELECTMEN


Paul R. McCormick, Chairman

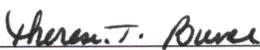

Sheryl A. McMahon


John Terrio


Robert Mezzadri

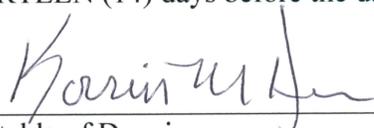

Christopher Flanagan

A True Copy, Attest


Theresa T. Bunce, Town Clerk

BARNSTABLE, ss.

PERSUANT TO THE WITHIN WARRANT, I have notified and warned the Inhabitants of the Town of Dennis by posting up attested copies of the same at EACH OF THE POST OFFICES AND ON THE PRINCIPAL BULLETIN BOARD IN THE TOWN HALL OFFICES, SOUTH DENNIS FOURTEEN (14) days before the date of the meeting, as within directed.


Constable of Dennis

April 17, 2019
Date