

# **TOWN OF DENNIS**

## **Annual Town Meeting Warrant And Recommendations Of the Finance Committee**

**Fiscal 2010**



**May 5, 2009**

**7:00 PM, Tuesday**

**Nathaniel Wixon Middle School**

**Please bring this Report to the Town Meeting**

## **Selectmen's Report for Fiscal Year 2010**

After months of deliberations, public hearings and cooperation between the Board of Selectmen, Town Administrator, Assistant Town Administrator, Financial Team and Department Managers, we presented a balanced FY 2010 Operating Budget to the Finance Committee. It requires a great deal of teamwork by all to achieve the goal of keeping the budget within constraints of Proposition 2 ½ without reducing essential services. As always, we try to provide an acceptable level of service to the citizens of Dennis.

The municipal operating Budget is presented to you under Article 4. Fixed costs, energy and utility costs, petroleum costs, health insurance and employment benefits that were increasing at rates that far exceeded the 2½% allowed by the annual levy limit last year have bottomed some. Every effort has been made to minimize budget growth while fulfilling our employee compensation contractual obligations. This has not been easy as the State has pulled back on its commitment to laid to local government and the poor economy has caused us to scale back our local receipt estimates. None the less, the proposed budget reflects departmental costs that could be sustained without a significant loss of service.

The Dennis-Yarmouth Regional School District Budget is presented as Article 8. The District School Committee has done an incredible job at balancing their need to maintain a quality education product for our children while responding to demands to minimize the impact of this year's assessment. The pressure to reduce the assessment has been almost too pronounced. It is unrealistic to expect that the District School Committee will be able to repeat their budget performance next year without severely compromising services that the Town of Dennis believes are essential to providing a quality education to our children.

Cape Cod Regional Technical High School is a highly successful academic and vocational education system and has recently seen an increase in the number of Dennis students attending. There are 12 Cape Cod member towns. The assessment to each town has been calculated on the Chapter 70 formula since 1993. We ask your support for the portion that Dennis must pay by supporting Article 11.

The Capital Budget is presented under Articles 13, 14 and 15 and is intrinsically connected with the Town's budget process. This year unlike previous year's we enter Town Meeting with a long range strategy for funding capital. Our plan differs from the Finance Committee in that we believe that investing regularly in capital without an override of Proposition 2 and ½ is possible if the Town is able to better utilize its debt capacity and its great credit rating. Plan on a vigorous debate on this issue. We are making progress!

The Capital Outlay Committee is charged with the responsibility of reviewing and evaluating all requests from Town department heads as well as the Dennis Schools for capital projects, improvements and equipment. The committee considers the relative need, timing, and impact each request will have on the financial position of the Town and the services that are provided. They submit their recommendations to the Board of Selectmen for the current year as well as a five-year projection. Finding sufficient funding to meet our capital needs continues to be a challenge. As annual needs are left unfunded, the replacement and maintenance costs are being compounded yearly. The annual requests this year were approximately \$4,000,000. Historically, Dennis has used "Free Cash" as the funding mechanism for capital outlay. Over the past several years, the availability of "Free Cash" has dwindled as the Town has used more and more to pay for ever rising fixed costs in the operational budget. Without a permanent funding source, it has been extremely difficult to plan for replacement and repairs of our capital assets. The time has come to secure a reliable funding source. We think our plan to be explained under Article 14 is the start of something good for the Town. The Finance Committee has not supported this concept and is opposed to borrowing. They are recommending that voters approve a referendum to tax themselves more on Election Day. We believe there is a better and more predictable way to meet some of our more immediate capital needs without the need for a Proposition 2 ½ exclusion vote.

Article 15 lists the same capital projects and equipment as Article 14, but, is contingent on a Capital Expenditure Exclusion. A positive vote for an Exclusion will authorize a one-time one year only expenditure of \$1.1M. It requires a positive vote Town Meeting night and a positive vote on Question 1, on the May 12, 2009, ballot.

There are three articles (Articles 20 -22) that pertain to municipal employee compensation. This year, the remaining three collective bargaining agreements that were not ready for Town Meeting approval last year have been or are in the processes of being negotiated. At the time of this report, two contract settlements had been reached with the Board of Selectmen and need your support.

Dennis is rich in natural resources. Maintaining our waterways has been a challenge for us but, doing so is critical if we are to maintain access to these wonderful resources. Articles 32 through article 36 offer an opportunity for us to invest in our environment.

The Board of Selectmen is committed to finding ways to help for the citizens of Dennis to take advantage of the new technologies that would allow us to lessen our dependency on fossil fuels while at the same time allowing our citizens an opportunity to reduce their energy bills Articles 37, 38 and 39 will allow for renewable energy technology to be constructed in specific areas in Town. We ask that you listen carefully to the presentations made by the sponsors or petitioners as they believe the articles they address are in the best interests of all residents.

It is the hope of the Board of Selectmen that you attend the Annual Town Meeting on May 5, 2009 beginning at 7:00 PM at the Nathaniel H. Wixon Middle School. We also ask that you cast your vote at the Town Election on Tuesday, May 12, 2009. It is your participation in deciding these issues that will have a lasting impact on the future and quality of life in our Town. It is our privilege to serve you.

Respectfully submitted,  
Sheryl A. McMahon, Chair  
Charles Crowell, Vice Chair  
Paul R. McCormick, Clerk  
Heidi S. Schadt  
Wayne Bergeron

# REPORT OF THE FINANCE COMMITTEE

As the long cold winter has come to an end and we seek to enjoy the new growth and warmth of spring we join once again for one of New England's greatest traditions, the Annual Town Meeting. In various forms, this annual rite has served hearty New Englanders for over three hundred years. From the early gathering of farmers and sea captains to tonight's meeting of our community of citizens, the right and duty to participate in how we are governed is a time honored tradition.

Over many of those long cold winter nights, your Finance Committee met with the town administrative staff, department heads and the Board of Selectmen. The results of those meetings are contained herein in the **Recommendations of the Finance Committee**. These recommendations are presented to you after much discussion and review of each article. The Finance Committee must use its collective judgment in its attempt to balance all requests as they relate to the ability of our taxpayers to fund both the budget and other warrant articles.

While looking at our local financial issues we cannot ignore the critical financial issues facing our national and state economy. The daily stories of the complex financial situations such as foreclosures, loss of jobs, declining retirement funds and lack of credit all have an eventual tricking down effect to the local level. Your Finance Committee believes because we have been prudent in our spending in "good times" we will be able to weather this economic downturn that is affecting cities and town not only in Massachusetts but across this country. We must continue to be vigilant in containing new spending while still providing the level of service that we enjoy in our community.

Below are some highlights of major articles before you tonight.

## **OPERATIONAL BUDGET - \$27,877,066.**

This budget funds the general governmental functions and includes funding for contractual wages, benefits, supplies, retirement, debt obligations and the day to day costs to operate our municipality. This budget is the work product of both requests and cuts. In an attempt to present an operational budget that does not require a Proposition 2 ½ override some reductions have been made in individual line items of department budgets. In addition, some savings were gained by the Board of Selectmen in approving a number of efficiencies such as regional fire dispatch. Overall, the level of service should remain constant with the help from a dedicated

work force and cooperation from department heads. We ask for your support in the Operational Budget as presented to you by the Finance Committee.

**DENNIS YARMOUTH REGIONAL SCHOOL DISTRICT -  
\$48,711,320/\$14,733,376.**

Over the budget season the Finance Committee has continued to review the request and discussions of the School Committee. We continue to see a decline in student enrollment from Dennis in the District. Early on in the budget season the School Committee was advised of a budget number that was the target goal for the Town of Dennis. The School Committee has brought that number in under the target goal for the Town of Dennis. Although our overall assessment is up, it falls below our target number and within our ability to fund without any additional request for an override. We assure you that your Finance Committee will continue to monitor school costs and our financial contribution to the District. We ask that you support this budget and assessment as presented by the Dennis Yarmouth School Committee.

**CAPE COD REGIONAL TECHNICAL SCHOOL –  
\$12,251,056/\$1,288,058.**

We have endorsed and supported the budget appropriation as requested by the Cape Cod Regional Technical School. We are one of twelve towns participating in this regional vocational educational system. We ask for your support in this budget and assessment as presented by the Cape Cod Regional Technical School Committee.

**CAPITAL OUTLAY –**

Every year we are presented with a number of capital outlay requests by our town administration. As a community we have funded these request in a number of different ways. Between the Board of Selectmen and Finance Committee there is agreement on items needed to funded. The disagreement between the two boards is in the funding mechanism, borrowing or paying for the items with a one time appropriation. Last year the annual town meeting by a majority vote approved paying for the items in a one time appropriation and by an almost 2-1 margin affirmed that vote on the ballot at the annual election. We will be asking you to defeat **Article 14** on the warrant and support **Article 15** so as not incur unnecessary long term interest cost that could be better spent on the capital needs of the community. We feel strongly that the voters and taxpayers should have the opportunity each and every year to make the financial decisions that will affect the potential tax rate of our community. While we expect a good discussion

between the two boards it is important to remember that both boards are in agreement on the needs of the town. It will be up to the voters to determine how we best pay for the needs.

## **OTHER WARRANT ARTICLES**

Within the **Recommendations of the Finance Committee** we have included our recommendations on the remaining articles as they related on a wide issue of subjects from wind zoning amendments, revolving funds, dredging to marijuana consumption. We ask for your support on the recommendation provided to you by your Finance Committee.

You will be asked to make many choices this evening. The tax dollars you vote to spend this evening are your tax dollars. The Dennis taxpayer has for many years enjoyed a favorable and responsible tax due to prudent spending by the Town Meeting. For many reasons we are not in the unfavorable financial situation as many communities within this great Commonwealth. Only Town Meeting can set the limitations on local governmental borrowing and spending. Every voter at Town Meeting bears that responsibility to set the level of taxation for the next fiscal year. We once again ask for your support in our recommendations.

In closing we would like to extend our thanks to the town administrative staff, department heads and our dedicated employee work force. We would also like to welcome our new Town Administrator, Mr. Richard White and look forward to a long and productive working relationship.

Respectfully,

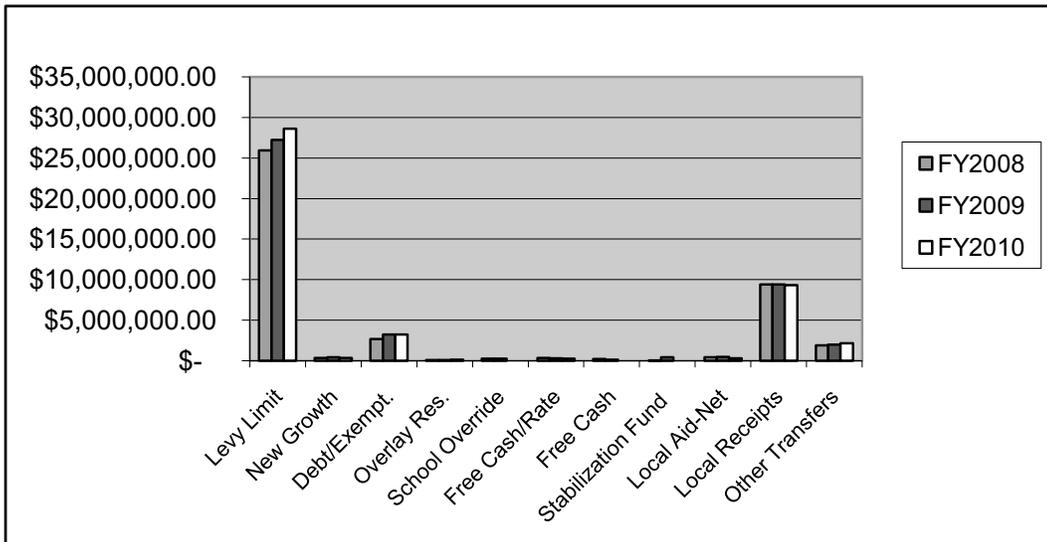
James W Plath, Chairman  
William E. Crowell, Vice Chairman  
Theodore A. Dumas, Clerk  
Robert Prall  
Rachel Baroni  
Lester Jay Murphy  
Jane Otis

FUND BALANCES a/o 4/15/09 – balances before town meeting expenditures

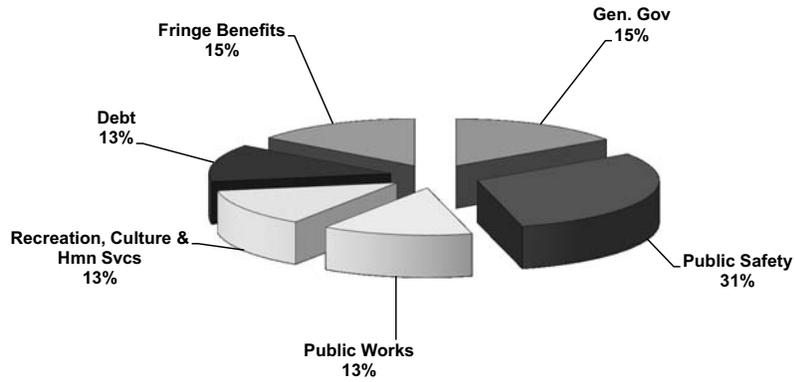
<b>Stabilization Fund</b>	<b>\$2,423,427.</b>
<b>Capital Improvements Fund</b>	<b>\$ 990,653.</b>
<b>Free Cash</b>	<b>\$1,262,146.</b>

**TOWN OF DENNIS**  
**FY2010 PROJECTED REVENUES**

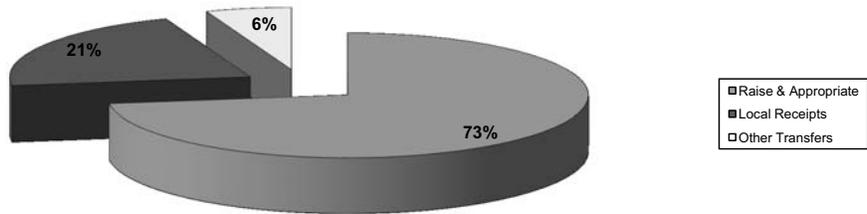
	FINAL FY2008	FINAL FY2009	ATM-Proposed FY2010
Levy Limit	\$ 25,953,892.00	\$ 27,219,940.00	\$ 28,594,461.00
New Growth	358,144.00	419,631.00	351,000.00
Debt/Exempt.	2,662,779.00	3,245,865.00	3,236,580.00
Overlay Res.	\$ 100,000.00	\$ 100,000.00	\$ 111,000.00
School Override	\$ 242,315.00	\$ 257,464.00	-
Free Cash/Rate	350,000.00	300,000.00	250,000.00
Free Cash	219,000.00	140,000.00	-
Stabilization Fund	61,113.00	414,000.00	-
Local Aid-Net	441,744.00	458,499.00	286,800.00
Local Receipts	9,406,209.00	9,422,000.00	9,319,000.00
Other Transfers	1,902,731.00	1,972,095.00	2,137,861.00
<b>TOTAL REV.</b>	<b>\$ 41,697,927.00</b>	<b>\$ 43,949,494.00</b>	<b>\$ 44,286,702.00</b>



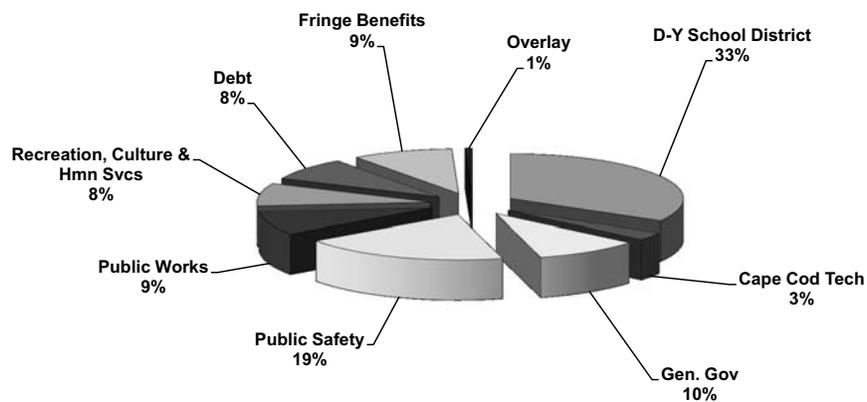
**Town of Dennis  
FY 2010  
Proposed Budget**



**Town of Dennis  
FY 2010 Revenue Sources**



**Town of Dennis  
FY 2010 Budget**



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**MAY 5, 2009  
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 5<sup>th</sup> day of May, 2009, at 7 o'clock in the evening**, then and there to act on the following articles:

**DENNIS WARRANT WITH FINANCE COMMITTEE RECOMMENDATIONS**

**ARTICLE 1**

**Written Reports**

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

**(By the Selectmen)**

**ARTICLE 2**

**Oral Reports**

To hear and act on any heretofore unpublished committee reports.

**(By the Selectmen)**

**ARTICLE 3**

**DEP MA CH.91§29**

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

**(By the Selectmen)**

**FC: 7-0-0 to recommend the article as printed.**

**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, 2009 and ending June 30, 2010.

**(By the Selectmen)**

**FC: Finance Committee voted 6-0-0 to:**

**Recommend to raise and appropriate \$ 25,643,205 for the article.**

**Recommend to transfer \$111,000.00 from Overlay Reserve to Finance Committee Reserve Fund, Line Item #11.**

**Recommend to transfer \$ 15,000.00 from the Cable Special Revenue Fund to Town Administrator Personal Services, Line Item #4.**

**Recommend to transfer \$ 1,000.00 from the Bass River Receipts Reserved Account to Town Administrator Purchase of Service Line Item #6.**

**Recommend to transfer \$ 8,500.00 from Cable Special Revenue Fund to Central Purchasing Purchase of Services, Line Item #16.**

**Recommend to transfer \$104,000 from the Cable Special Revenue Fund to Data Processing Personal Services, Line Item #35.**

**Recommend to transfer \$ 15,000.00 from the Cable Special Revenue Fund to Data Processing Purchase of Services, Line Item #36.**

**Recommend to transfer \$ 600.00 from the Cable Special Revenue Fund to Data Processing Other Charges & Expenditures, Line Item #38.**

**Recommend to transfer \$ 9,000.00 from the Cable Special Revenue Fund to Municipal Buildings Capital Outlay, Line Item #60.**

**Recommend to transfer \$ 13,052.00 from the Cable Special Revenue Fund to Fringe benefits, Line Item #178.**

**Recommend to transfer \$ 22,422.00 from the Cable Special Revenue Fund to Fringe benefits, Line Item #179.**

**Recommend to transfer \$ 1,435.00 from the Cable Special Revenue Fund to Fringe benefits, Line Item #180.**

**Recommend to transfer \$ 780.00 from the Cable Special Revenue Fund to Fringe benefits, Line Item #176.**

**Recommend to transfer \$ 1,113.00 from the Cable Special Revenue Fund to Fringe benefits, Line Item #177**

**Recommend to transfer \$1,050,000.00 from the Ambulance Receipts Reserve for Appropriations Account to Fire Dept. Personal Services, Line Item #68.**

**Recommend to transfer \$ 40,000.00 from Waterways Maintenance & Improvement Fund to Harbormaster Capital Outlay, Line Item #92.**

**Recommend to transfer \$ 20,000.00 from Cemetery Lots Sales Account to Dept. of Public Works, Personal Services, Line Item #103.**

**Recommend to transfer \$ 20,000.00 from Cemetery Perpetual Care Interest Account to Dept. of Public Works, Personal Services, Line Item #103.**

**Recommend to transfer \$ 535,000.00 from the Community Preservation Act Fund to Retirement of Debt Principal, Line Item #172.**

**Recommend to transfer \$ 29,544.00 from the Septic Loan Program Account to Retirement of Debt Principal, Line Item #172.**

**Recommend to transfer \$ 236,415.00 from the Community Preservation Act Fund to Long Term Debt – Interest, Line Item #173, and any unexpended transfer be returned to the Community Preservation Act Fund.**

**Making a total of \$ 27,877,066**

**And further recommend that said appropriations be allocated in accordance with line item amounts defined under the column, FinCom Recommended FY2010.**

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>SELECTMEN</b>						
1 Personal Services		0.00	0.00	0.00	0.00	0.00
2 Purchase of Services	8,690.12	16,968.00	10,013.00	4,713.00	5,238.00	5,238.00
3 Other Charges - Expenditure	8,818.31	8,000.00	7,000.00	7,000.00	7,000.00	7,000.00
<b>TOTAL-SELECTMEN</b>	17,508.43	24,968.00	17,013.00	11,713.00	12,238.00	12,238.00
<b>TOWN ADMINISTRATOR</b>						
4 Personal Services	397,893.41	443,961.94	437,866.00	442,256.00	482,480.00	498,700.00
5 Settlements	136,194.00	103,321.00	446,562.00	354,759.00	314,259.00	298,039.00
6 Purchase of Services	38,823.86	13,875.00	13,375.00	13,600.00	17,600.00	17,600.00
7 Other Charges - Expenditure	3,992.76	4,267.54	5,350.00	2,500.00	5,000.00	5,000.00
8 Capital Outlay				-	-	65,000.00
<b>TOTAL-TOWN ADMINISTRATOR</b>	576,904.03	565,425.48	903,153.00	813,115.00	819,339.00	884,339.00
<b>FINANCE COMMITTEE</b>						
9 Purchase of Services	1,320.17	1,407.72	1,200.00	1,200.00	1,200.00	1,200.00
10 Other Charges - Expenditure	1,014.12	1,415.29	1,400.00	1,400.00	1,400.00	1,400.00
11 Reserve Fund	90,973.00	115,402.00	135,000.00	135,000.00	135,000.00	135,000.00
<b>TOTAL-FIN COM</b>	93,307.29	118,225.01	137,600.00	137,600.00	137,600.00	137,600.00
<b>ACCOUNTANT</b>						
12 Personal Services	124,921.10	129,753.99	134,269.00	140,085.40	137,710.00	137,710.00
13 Purchase of Services	35,074.47	33,145.58	34,000.00	34,000.00	34,000.00	34,000.00
14 Supplies	1,076.08	1,494.25	1,500.00	500.00	500.00	500.00
15 Other Charges - Expenditure	994.20	1,180.00	1,477.00	1,105.00	1,105.00	1,105.00
<b>TOTAL-ACCOUNTANT</b>	162,065.85	165,573.82	171,246.00	175,690.40	173,315.00	173,315.00
<b>CENTRAL PURCHASING</b>						
16 Purchase of Services	365,601.82	439,439.24	434,100.00	466,330.00	435,250.00	435,250.00
17 Supplies	337,533.75	331,884.82	371,344.00	440,000.00	371,000.00	371,000.00
<b>TOTAL-CENTRAL PURCHASE</b>	703,135.57	771,324.06	805,444.00	906,330.00	806,250.00	806,250.00

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>ASSESSORS</b>						
18 Personal Services	257,820.37	244,049.72	221,992.00	252,092.00	253,536.00	253,536.00
19 Purchase of Services	4,469.18	4,684.00	4,684.00	3,684.00	3,684.00	3,684.00
20 Supplies	1,844.55	1,945.99	2,000.00	1,500.00	1,500.00	1,500.00
21 Other Charges - Expenditure	7,735.63	7,078.69	9,459.00	10,623.14	10,623.00	10,623.00
22 Capital Outlay	0.00	233.57	300.00	300.00	300.00	300.00
<b>TOTAL-ASSESSORS</b>	<b>271,869.73</b>	<b>257,991.97</b>	<b>238,435.00</b>	<b>268,199.14</b>	<b>269,643.00</b>	<b>269,643.00</b>
<b>REVALUATION</b>						
23 Personal Services	18,645.88	19,526.99	20,400.00	20,400.00	20,404.00	20,404.00
24 Purchase of Services	45,000.00	15,000.00	20,000.00	55,000.00	0.00	0.00
25 Supplies	1,037.94	625.94	1,250.00	450.00	450.00	450.00
26 Other Charges - Expenditure	470.40	495.60	500.00	835.38	835.00	835.00
27 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-REVALUATION</b>	<b>65,154.22</b>	<b>35,648.53</b>	<b>42,150.00</b>	<b>76,685.38</b>	<b>21,689.00</b>	<b>21,689.00</b>
<b>TREASURER/COLLECTOR</b>						
28 Personal Services	185,413.00	168,476.86	174,574.00	177,288.00	181,343.00	181,343.00
29 Purchase of Services	24,110.60	21,259.90	21,350.00	20,390.00	20,390.00	21,190.00
30 Supplies	4,592.80	4,617.27	4,695.00	3,995.00	3,995.00	3,995.00
31 Other Charges - Expenditure	2,060.19	2,014.59	2,600.00	1,920.00	1,920.00	1,920.00
<b>TOTAL-TREAS/COLLECTOR</b>	<b>216,176.59</b>	<b>196,368.62</b>	<b>203,219.00</b>	<b>203,593.00</b>	<b>207,648.00</b>	<b>208,448.00</b>
<b>LAW DEPARTMENT</b>						
32 Personal Services	67,128.15	67,826.76	67,827.00	72,632.34	73,352.00	73,352.00
33 Purchase of Services	101,810.39	127,706.23	110,500.00	110,300.00	110,300.00	110,300.00
34 Other Charges - Expenditure	2,874.53	3,298.40	3,350.00	2,300.00	2,300.00	2,300.00
<b>TOTAL-LAW</b>	<b>171,813.07</b>	<b>198,831.39</b>	<b>181,677.00</b>	<b>185,232.34</b>	<b>185,952.00</b>	<b>185,952.00</b>
<b>DATA PROCESSING</b>						
35 Personal Services	115,800.88	122,322.87	159,823.00	159,823.00	160,298.00	160,298.00
36 Purchase of Services	96,696.04	130,117.75	131,144.00	131,317.00	146,317.00	146,317.00
37 Supplies	11,910.08	10,001.34	11,035.00	10,113.00	10,113.00	10,113.00
38 Other Charges - Expenditure	977.97	296.97	950.00	600.00	800.00	800.00
39 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-DATA PROCESSING</b>	<b>225,384.97</b>	<b>262,738.93</b>	<b>302,952.00</b>	<b>301,853.00</b>	<b>317,528.00</b>	<b>317,528.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>TAX TITLE/FORECLOSURE</b>						
40 Purchase of Services	14,685.09	12,621.03	13,000.00	13,000.00	13,000.00	13,000.00
<b>TOTAL-TAX TITLE/FORECLOSURE</b>	14,685.09	12,621.03	13,000.00	13,000.00	13,000.00	13,000.00
<b>TOWN CLERK</b>						
41 Personal Services	57,002.39	64,000.78	69,951.00	69,951.00	67,198.00	67,198.00
42 Purchase of Services	5,750.00	6,552.47	7,300.00	6,300.00	6,300.00	6,300.00
43 Supplies	537.62	762.73	800.00	400.00	400.00	400.00
44 Other Charges - Expenditure	802.50	1,381.38	2,565.00	1,520.00	1,520.00	1,520.00
45 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-TOWN CLERK</b>	64,092.51	72,697.36	80,616.00	78,171.00	75,418.00	75,418.00
<b>ELECTIONS</b>						
46 Personal Services	33,937.69	26,661.76	32,925.00	13,175.00	13,175.00	13,175.00
47 Purchase of Services	14,487.82	13,675.98	12,160.00	10,710.00	10,710.00	10,710.00
48 Supplies	1,045.74	1,021.09	1,525.00	811.00	811.00	811.00
<b>TOTAL-ELECTIONS</b>	49,471.25	41,358.83	46,610.00	24,696.00	24,696.00	24,696.00
<b>NATURAL RESOURCE/CONS</b>						
49 Personal Services	195,635.96	186,702.71	211,180.00	212,775.00	215,095.00	215,095.00
50 Purchase of Services	5,602.54	5,411.63	6,000.00	6,000.00	5,000.00	5,000.00
51 Supplies	9,654.90	11,238.04	11,700.00	11,700.00	10,700.00	10,700.00
52 Other Charges - Expenditure	771.13	1,100.00	1,100.00	1,550.00	1,550.00	1,550.00
<b>TOTAL-NATURAL RESOURCE</b>	211,664.53	204,452.38	229,980.00	232,025.00	232,345.00	232,345.00
<b>PLANNING</b>						
53 Personal Services	101,330.25	103,996.03	108,104.00	104,520.00	104,520.00	107,612.00
54 Purchase of Services	1,312.15	2,668.20	2,100.00	1,200.00	1,200.00	1,200.00
55 Other Charges - Expenditure	893.05	964.08	1,450.00	1,450.00	1,450.00	1,450.00
<b>TOTAL-PLANNING</b>	103,535.45	107,628.31	111,654.00	107,170.00	107,170.00	110,262.00

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>PUBLIC PROPERTY/BUILDING</b>						
56 Personal Services	296,755.28	334,533.23	339,461.00	325,728.00	317,901.00	317,901.00
57 Purchase of Services	14,989.38	14,201.87	18,200.00	17,700.00	18,200.00	18,200.00
58 Supplies	56,758.72	55,261.48	55,500.00	53,500.00	55,500.00	55,500.00
59 Other Charges - Expenditure	6,127.45	6,758.15	7,200.00	12,000.00	12,000.00	12,000.00
60 Capital Outlay	9,000.00	6,000.00	6,000.00	0.00	9,000.00	9,000.00
<b>TOTAL-PUBLIC PROP/BLDG.</b>	<b>383,630.83</b>	<b>416,754.73</b>	<b>426,361.00</b>	<b>408,928.00</b>	<b>412,601.00</b>	<b>412,601.00</b>
<b>PROP/LIABILITY INSURANCE</b>						
61 Other Charges - Expenditure	306,058.12	336,578.54	366,477.00	346,850.00	316,850.00	316,850.00
<b>TOTAL PROP/LIABILITY INS.</b>	<b>306,058.12</b>	<b>336,578.54</b>	<b>366,477.00</b>	<b>346,850.00</b>	<b>316,850.00</b>	<b>316,850.00</b>
<b>TOWN REPORTS</b>						
62 Purchase of Services	15,934.65	13,935.00	12,000.00	12,000.00	10,000.00	10,000.00
<b>TOTAL-TOWN REPORTS</b>	<b>15,934.65</b>	<b>13,935.00</b>	<b>12,000.00</b>	<b>12,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>
<b>POLICE</b>						
63 Personal Services	3,541,924.91	3,771,988.87	3,810,455.00	3,994,999.00	3,975,000.00	3,984,000.00
64 Purchase of Services	105,655.16	109,791.38	130,318.00	123,195.00	123,195.00	123,195.00
65 Supplies	56,475.88	57,894.77	57,527.00	56,060.00	56,060.00	56,060.00
66 Other Charges - Expenditure	6,535.88	7,106.80	7,350.00	6,296.00	8,036.00	8,036.00
67 Capital Outlay	0.00	122,999.98	140,000.00	120,000.00	120,000.00	120,000.00
<b>TOTAL-POLICE</b>	<b>3,710,591.83</b>	<b>4,069,781.80</b>	<b>4,145,650.00</b>	<b>4,300,550.00</b>	<b>4,282,291.00</b>	<b>4,291,291.00</b>
<b>FIRE</b>						
68 Personal Services	3,290,288.79	3,495,665.48	3,327,263.00	3,438,823.89	3,396,063.00	3,396,063.00
69 Purchase of Services	113,679.18	108,445.00	109,895.00	109,175.00	205,864.00	205,864.00
70 Supplies	134,899.80	138,100.00	134,618.00	144,200.00	144,200.00	144,200.00
71 Other Charges - Expenditure	3,300.00	3,289.90	6,900.00	6,900.00	6,900.00	6,900.00
72 Capital Outlay	10,910.32	16,182.04	9,400.00	9,400.00	9,400.00	9,400.00
<b>TOTAL-FIRE</b>	<b>3,553,078.09</b>	<b>3,761,682.42</b>	<b>3,588,076.00</b>	<b>3,708,498.89</b>	<b>3,762,427.00</b>	<b>3,762,427.00</b>
<b>BUILDING INSPECTOR</b>						
73 Personal Services	205,505.26	220,938.07	228,172.00	221,892.58	221,879.00	221,879.00
74 Supplies	5,947.01	5,370.25	5,327.00	4,542.00	4,542.00	4,542.00
75 Other Charges - Expenditure	6,406.56	5,835.50	6,991.00	7,995.00	7,995.00	7,995.00
76 Capital Outlay	0.00	1,000.00	2,500.00	0.00	0.00	0.00
<b>TOTAL-BUILDING INSPECTOR</b>	<b>217,858.83</b>	<b>233,343.82</b>	<b>242,990.00</b>	<b>234,429.58</b>	<b>234,416.00</b>	<b>234,416.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>PLUMBING INSPECTOR</b>						
77 Personal Services	55,909.41	62,465.03	58,457.00	55,347.00	55,369.00	55,369.00
78 Supplies	293.41	276.29	300.00	300.00	300.00	300.00
79 Other Charges - Expenditure	1,273.48	1,318.02	2,279.00	3,037.00	3,037.00	3,037.00
<b>TOTAL-PLUMBING INSPECTOR</b>	<b>57,476.30</b>	<b>64,059.34</b>	<b>61,036.00</b>	<b>58,684.00</b>	<b>58,706.00</b>	<b>58,706.00</b>
<b>ELECTRICAL INSPECTOR</b>						
80 Personal Services	34,919.11	37,914.49	39,825.00	36,585.00	36,585.00	36,585.00
81 Supplies	263.14	294.07	300.00	300.00	300.00	300.00
82 Other Charges - Expenditure	1,139.60	1,310.30	1,430.00	1,699.00	1,699.00	1,699.00
<b>TOTAL-ELECTRICAL INSPECTOR</b>	<b>36,321.85</b>	<b>39,518.86</b>	<b>41,555.00</b>	<b>38,584.00</b>	<b>38,584.00</b>	<b>38,584.00</b>
<b>ANIMAL CONTROL</b>						
83 Personal Services	68,757.93	68,169.72	83,923.00	83,297.00	83,297.00	83,297.00
84 Purchase of Services	7,219.71	6,977.99	8,964.00	8,050.00	8,050.00	8,050.00
85 Supplies	772.47	1,513.54	1,918.00	1,800.00	1,800.00	1,800.00
86 Other Charges - Expenditure	70.00	90.00	121.00	70.00	70.00	70.00
87 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-ANIMAL CONTROL</b>	<b>76,820.11</b>	<b>76,751.25</b>	<b>94,926.00</b>	<b>93,217.00</b>	<b>93,217.00</b>	<b>93,217.00</b>
<b>HARBORMASTER</b>						
88 Personal Services	121,004.53	144,089.29	145,366.00	135,472.00	145,680.00	145,680.00
89 Purchase of Services	27,082.70	30,255.53	36,668.00	38,033.00	38,033.00	38,033.00
90 Supplies	7,059.67	7,239.56	8,650.00	9,550.00	10,550.00	10,550.00
91 Other Charges - Expenditure	394.80	222.78	500.00	701.00	1,201.00	1,201.00
92 Capital Outlay	24,000.00	30,891.66	44,800.00	45,600.00	48,100.00	48,100.00
<b>TOTAL-HARBORMASTER</b>	<b>179,541.70</b>	<b>212,698.82</b>	<b>235,984.00</b>	<b>229,356.00</b>	<b>243,564.00</b>	<b>243,564.00</b>
<b>SHELLFISH</b>						
93 Personal Services	58,798.27	63,720.60	60,425.00	61,588.00	62,548.00	62,548.00
94 Purchase of Services	1,471.15	926.67	1,600.00	1,600.00	1,600.00	1,600.00
95 Supplies	8,659.89	9,651.50	9,227.00	9,227.00	8,927.00	8,927.00
96 Other Charges - Expenditure	720.32	996.26	1,000.00	1,400.00	1,400.00	1,400.00
<b>TOTAL-SHELLFISH</b>	<b>69,649.63</b>	<b>75,295.03</b>	<b>72,252.00</b>	<b>73,815.00</b>	<b>74,475.00</b>	<b>74,475.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>PUBLIC WORKS ADMIN.</b>						
97 Personal Services	220,227.51	236,495.80	241,340.00	241,340.00	241,361.00	241,361.00
<b>TOTAL-PUBLIC WORKS ADMIN.</b>	<b>220,227.51</b>	<b>236,495.80</b>	<b>241,340.00</b>	<b>241,340.00</b>	<b>241,361.00</b>	<b>241,361.00</b>
<b>ENGINEERING/SURVEYOR</b>						
98 Personal Services	275,245.89	285,079.97	289,391.00	289,916.00	349,916.00	289,916.00
99 Purchase of Services	8,410.59	6,833.49	7,600.00	4,300.00	4,300.00	4,300.00
100 Supplies	2,581.04	2,731.49	3,110.00	2,450.00	2,450.00	2,450.00
101 Other Charges - Expenditure	1,288.17	1,253.78	1,100.00	1,100.00	1,100.00	1,100.00
102 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-ENGINEERING</b>	<b>287,525.69</b>	<b>295,898.73</b>	<b>301,201.00</b>	<b>297,766.00</b>	<b>357,766.00</b>	<b>297,766.00</b>
<b>DEPT. OF PUBLIC WORKS</b>						
103 Personal Services	852,902.35	899,888.93	943,385.00	988,206.00	988,265.00	995,281.00
104 Purchase of Services	119,636.71	146,915.40	135,501.00	131,809.00	131,809.00	131,809.00
105 Supplies	243,264.43	257,944.38	263,265.00	262,287.00	262,287.00	272,287.00
106 Supplies - Paving, Resurfacing	102,771.22	119,538.76	125,000.00	125,000.00	125,000.00	125,000.00
107 Other Charges - Expenditure	4,036.90	5,630.69	5,650.00	6,135.00	6,335.00	6,335.00
108 Capital Outlay	5,958.05	0.00	0.00	15,000.00	15,000.00	15,000.00
<b>TOTAL-DPW</b>	<b>1,328,569.66</b>	<b>1,429,918.16</b>	<b>1,472,801.00</b>	<b>1,528,437.00</b>	<b>1,528,696.00</b>	<b>1,545,712.00</b>
<b>SNOW &amp; ICE REMOVAL</b>						
109 Snow & Ice Removal	64,081.27	201,070.16	135,637.00	135,637.00	135,637.00	135,637.00
<b>TOTAL-SNOW &amp; ICE</b>	<b>64,081.27</b>	<b>201,070.16</b>	<b>135,637.00</b>	<b>135,637.00</b>	<b>135,637.00</b>	<b>135,637.00</b>
<b>STREET LIGHTING</b>						
110 Purchase of Services	160,525.21	158,584.69	167,165.00	172,322.00	144,746.00	144,746.00
<b>TOTAL-STREET LIGHTING</b>	<b>160,525.21</b>	<b>158,584.69</b>	<b>167,165.00</b>	<b>172,322.00</b>	<b>144,746.00</b>	<b>144,746.00</b>
<b>WASTE COLLECT/DISPOSAL</b>						
111 Personal Services	440,863.17	411,952.87	445,709.00	467,228.00	467,210.00	467,210.00
112 Purchase of Services	721,914.73	657,824.27	872,163.00	830,073.00	750,846.00	750,846.00
113 Supplies	51,013.79	58,071.57	65,268.00	62,339.00	62,339.00	62,339.00
114 Other Charges - Expenditure	866.40	1,739.90	2,020.00	2,390.00	2,390.00	2,390.00
115 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-WASTE COLLECT/DIS.</b>	<b>1,214,658.09</b>	<b>1,129,588.61</b>	<b>1,385,160.00</b>	<b>1,362,030.00</b>	<b>1,282,785.00</b>	<b>1,282,785.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>HEALTH INSPECTION SERV.</b>						
116 Personal Services	286,938.07	288,597.23	306,713.00	278,254.00	278,254.00	278,254.00
117 Purchase of Services	27,759.95	26,453.23	30,370.00	30,370.00	29,870.00	29,870.00
118 Supplies	8,672.90	5,555.50	3,500.00	3,500.00	3,500.00	3,500.00
119 Other Charges - Expenditure	1,620.48	2,163.30	3,220.00	3,220.00	3,220.00	3,220.00
<b>TOTAL-BOH</b>	<b>324,991.40</b>	<b>322,769.26</b>	<b>343,803.00</b>	<b>315,344.00</b>	<b>314,844.00</b>	<b>314,844.00</b>
<b>COUNCIL ON AGING</b>						
120 Personal Services	156,896.62	161,465.60	165,032.00	159,711.83	159,713.00	159,713.00
121 Purchase of Services	0.00	0.00	0.00	0.00	0.00	0.00
122 Supplies	3,196.86	3,283.13	3,333.00	3,333.00	3,333.00	3,333.00
123 Other Charges - Expenditure	6,048.97	4,960.32	5,050.00	4,117.00	5,502.00	5,502.00
124 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-COA</b>	<b>166,142.45</b>	<b>169,709.05</b>	<b>173,415.00</b>	<b>167,161.83</b>	<b>168,548.00</b>	<b>168,548.00</b>
<b>VETERANS SERVICES</b>						
125 Purchase of Services	31,764.43	33,522.48	35,639.00	35,639.00	37,637.00	37,637.00
126 Other Charges - Expenditure	73,736.80	101,656.87	56,000.00	56,000.00	56,000.00	56,000.00
<b>TOTAL-VETERANS</b>	<b>105,501.23</b>	<b>135,179.35</b>	<b>91,639.00</b>	<b>91,639.00</b>	<b>93,637.00</b>	<b>93,637.00</b>
<b>COMM ON DISABILITIES</b>						
127 Purchase of Services	2,350.00	2,158.49	2,666.00	2,666.00	2,666.00	2,666.00
128 Other Charges - Expenditure	1,220.00	388.70	859.00	859.00	859.00	859.00
<b>TOTAL-COMM ON DISABILITIES</b>	<b>3,570.00</b>	<b>2,547.19</b>	<b>3,525.00</b>	<b>3,525.00</b>	<b>3,525.00</b>	<b>3,525.00</b>
<b>OTHER HUMAN SERVICES</b>						
129 Nauset Workshop	4,300.00	4,300.00	4,300.00	4,300.00	4,300.00	4,300.00
130 Cape Cod Child Development	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
131 Gosnold	-	-	-	-	-	-
132 Consumer Council	550.00	550.00	550.00	550.00	550.00	550.00
133 Independence House	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
134 Legal Services	2,400.00	2,500.00	2,600.00	2,600.00	2,600.00	2,600.00
135 Salvation Army	-	2,000.00	2,000.00	2,000.00	2,000.00	2,500.00
136 Cape Aids Resource	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
137 Sight Loss Services	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
138 Elder Services/Meals	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
139 Family Pantry	2,800.00	2,800.00	3,000.00	3,000.00	3,000.00	3,500.00
140 Big Brothers/Big sisters	1,800.00	2,000.00	3,000.00	3,000.00	2,000.00	2,000.00
141 Hands of Hope	2,500.00	2,500.00	2,700.00	2,700.00	2,700.00	3,200.00
<b>TOTAL-HUMAN SERVICES</b>	<b>33,850.00</b>	<b>36,150.00</b>	<b>36,650.00</b>	<b>36,650.00</b>	<b>36,650.00</b>	<b>40,650.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>LIBRARY</b>						
142 Personal Services	187,546.48	160,893.72	182,776.00	185,500.82	187,575.00	199,202.00
143 Purchase of Services	41,661.86	42,391.03	47,634.00	52,370.00	23,198.00	23,198.00
144 Supplies	63,998.94	68,870.17	71,262.00	63,865.00	63,865.00	63,865.00
145 Other Charges - Expenditure	114,197.10	114,026.18	113,365.00	104,935.50	134,107.00	139,207.00
146 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-LIBRARY</b>	407,404.38	386,181.10	415,037.00	406,671.32	408,745.00	425,472.00
<b>RECREATION</b>						
147 Personal Services	98,901.04	94,663.01	99,527.00	99,527.00	100,733.00	100,733.00
148 Purchase of Services	5,598.90	12,110.48	10,200.00	6,200.00	6,200.00	6,200.00
149 Other Charges - Expenditure	125.00	175.00	300.00	0.00	0.00	0.00
150 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-RECREATION</b>	104,624.94	106,948.49	110,027.00	105,727.00	106,933.00	106,933.00
<b>BEACHES</b>						
151 Personal Services	498,640.86	461,068.23	507,065.00	480,057.00	500,192.00	500,192.00
152 Purchase of Services	78,148.07	80,819.69	83,745.00	79,561.00	79,561.00	79,561.00
153 Supplies	21,571.03	21,018.41	23,265.00	23,265.00	23,265.00	23,265.00
154 Other Charges - Expenditure	5,035.45	3,815.70	5,150.00	8,575.00	8,575.00	8,575.00
155 Capital Outlay	6,450.00	6,394.67	6,700.00	6,700.00	6,700.00	6,700.00
<b>TOTAL-BEACHES</b>	609,845.41	573,116.70	625,925.00	598,158.00	618,293.00	618,293.00
<b>GOLF</b>						
156 Personal Services	1,071,732.72	1,071,864.45	1,116,897.00	1,033,118.64	1,048,119.00	1,048,119.00
157 Purchase of Services	276,360.95	246,060.35	263,440.00	273,637.00	273,637.00	273,637.00
158 Supplies	299,743.72	306,325.21	321,849.00	346,849.00	346,849.00	346,849.00
159 Other Charges - Expenditure	8,510.12	5,088.33	8,815.00	8,165.00	8,165.00	8,165.00
160 Capital Outlay	25,919.38	4,834.74	13,765.00	5,000.00	5,000.00	5,000.00
<b>TOTAL-GOLF</b>	1,682,266.89	1,634,173.08	1,724,766.00	1,666,769.64	1,681,770.00	1,681,770.00

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>HISTORICAL COMMISSION</b>						
161 Purchase of Services	12.65	4.40	1,861.00	1,861.00	1,861.00	1,861.00
162 Supplies	0.00	0.00	75.00	75.00	75.00	75.00
<b>TOTAL-HISTORICAL</b>	<b>12.65</b>	<b>4.40</b>	<b>1,936.00</b>	<b>1,936.00</b>	<b>1,936.00</b>	<b>1,936.00</b>
<b>S. DENNIS HISTORIC DIST.</b>						
163 Personal Services	9,455.84	9,486.40	11,678.00	11,678.00	11,678.00	11,678.00
164 Purchase of Services	81.40	81.40	150.00	150.00	150.00	150.00
165 Supplies	287.81	457.98	624.00	324.00	324.00	324.00
166 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-S DENNIS HISTORIC DIST</b>	<b>9,825.05</b>	<b>10,025.78</b>	<b>12,452.00</b>	<b>12,152.00</b>	<b>12,152.00</b>	<b>12,152.00</b>
<b>HISTORICAL DIST-OKHRHD</b>						
167 Personal Services	23,857.38	26,140.92	26,920.00	26,920.00	26,920.00	26,920.00
168 Purchase of Services	393.04	610.94	650.00	500.00	500.00	500.00
169 Supplies	834.00	1,046.13	1,182.00	500.00	500.00	500.00
170 Other Charges - Expenditure	341.60	299.60	529.00	269.00	269.00	269.00
171 Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL-HISTORICAL DIST OKHRHD</b>	<b>25,426.02</b>	<b>28,097.59</b>	<b>29,281.00</b>	<b>28,189.00</b>	<b>28,189.00</b>	<b>28,189.00</b>
<b>DEBT SERVICE-PRINCIPAL</b>						
172 Debt Services	2,270,417.00	2,259,549.00	2,697,545.00	2,689,545.00	2,689,545.00	2,689,545.00
<b>TOTAL-DEBT SERV. PRINCIPAL</b>	<b>2,270,417.00</b>	<b>2,259,549.00</b>	<b>2,697,545.00</b>	<b>2,689,545.00</b>	<b>2,689,545.00</b>	<b>2,689,545.00</b>
<b>LONG TERM DEBT-INTEREST</b>						
173 Debt Services	746,857.50	818,546.25	879,963.00	763,312.50	763,313.00	763,313.00
<b>TOTAL-LT INTEREST</b>	<b>746,857.50</b>	<b>818,546.25</b>	<b>879,963.00</b>	<b>763,312.50</b>	<b>763,313.00</b>	<b>763,313.00</b>
<b>SHORT TERM DEBT-INTEREST</b>						
174 Debt Services	163,969.15	311,369.35	5,700.00	13,200.00	7,005.00	0.00
<b>TOTAL-SHORT TERM INTEREST</b>	<b>163,969.15</b>	<b>311,369.35</b>	<b>5,700.00</b>	<b>13,200.00</b>	<b>7,005.00</b>	<b>0.00</b>

# OPERATING BUDGET FY-2010

Classification	Actual Expended FY-2007	Actual Expended FY-2008	Actual Appropriated FY-2009	Department Requested FY-2010	Selectmen Recommended FY-2010	Finance Committee Recommended FY-2010
<b>FRINGE BENEFITS</b>						
175 Sick Pay Liability	10,000.00	6,534.37	5,000.00	5,000.00	5,000.00	5,000.00
176 Worker's Compensation	115,999.75	119,246.18	132,500.00	122,500.00	122,950.00	122,500.00
177 Unemployment Insurance	88,230.21	97,855.90	100,000.00	160,000.00	100,642.00	100,000.00
178 Retirement Contribution/Town	1,452,372.00	1,605,647.00	1,708,357.00	1,890,222.00	1,834,068.00	1,826,538.00
179 Group Insurance	1,695,349.06	1,755,261.65	2,007,000.00	2,147,000.00	2,064,936.00	2,052,000.00
180 Medicare Tax/Town Share	149,554.50	159,502.43	159,000.00	165,360.00	166,188.00	165,360.00
<b>TOTAL-FRINGE BENEFITS</b>	<b>3,511,505.52</b>	<b>3,744,047.53</b>	<b>4,111,857.00</b>	<b>4,490,082.00</b>	<b>4,293,784.00</b>	<b>4,271,398.00</b>
<b>GRAND TOTAL</b>	<b>24,995,527.54</b>	<b>26,326,223.60</b>	<b>27,738,881.00</b>	<b>28,167,580.02</b>	<b>27,850,822.00</b>	<b>27,877,066.00</b>

Note: Actual expenses does not include prior year encumbrances.

## **ARTICLE 5**

### **Meals Tax Option**

To see if the Town will vote to accept any provisions of Massachusetts General Laws that will authorize the Town to adopt an additional local option sales tax upon the sale of restaurant meals originating within the Town by any vendor, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 4-0-0 to place on the warrant/recommendation to be made at Town Meeting.**

## **ARTICLE 6**

### **Lodging Tax Option**

To see if the Town will vote to accept any provisions of Massachusetts General Laws that will authorize the Town to adopt an additional local option excise tax in regard to the transfer of occupancy of any room or rooms in a bed and breakfast establishment, hotel, lodging house or motel located within the Town by any operator for each occupancy, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 4-0-0 to place on warrant/recommendation to be made at Town Meeting.**

## **ARTICLE 7**

### **Dennis-Yarmouth Schools**

To see if the Town will vote to accept the provisions of M.G.L. Ch.71, Sec16B, which would reallocate the sum of the member towns' contribution to the Dennis-Yarmouth Regional School district in accordance with the Dennis-Yarmouth Regional School District Agreement rather than the Education Reform Formula, so-called, for income and expenses for the fiscal year beginning July 1, 2009, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 8**

**D-Y Assessment**

To see if the Town will vote to approve an annual school budget for the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2009 and to see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2009, or take any other action relative thereto.

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

**FC: 6-0-0 to recommend a total budget of \$48,711,320 and to raise and appropriate \$14,733,376 for the article.**  
**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 9**

**Ezra Baker Design Roof, Windows & Bldg.Code**

To see if the Town will vote to approve a sum not to exceed \$200,000 indebtedness as authorized by the Regional District School Committee of the Dennis-Yarmouth Regional School District for the purpose of funding the design of the roof, windows and other building code requirements at the Ezra H. Baker School, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**  
**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 10**

**Cape Cod Tech. Assessment**

To see if the Town will vote to accept the provisions of M.G.L. Ch.71, Sec. 16B, which would reallocate the sum of the member towns' contribution to the Cape Cod Regional Technical High School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called, or to take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**  
**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 11**

**Cape Cod Tech Operating Budget**

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, 2009 and to see what sums of money the Town will vote to raise and appropriate for the operating expenses of the Cape Cod Regional Technical High School system for the fiscal year beginning July 1, 2009.

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

**FC: 6-0-0 to recommend a total budget of \$12,251,056 and to raise and appropriate \$1,288,058 for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 12**

**Elected Officials**

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, 2009 and ending June 30, 2010, as provided for in Massachusetts General Laws, Chapter 41, Section 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  
Town Clerk at \$55,000

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

**(By the Selectmen)**

**FC: 6-0-0 to recommend to raise and appropriate \$65,450.00 for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 13**

**Capital Outlay**

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

1. <u>Beach</u>		
a. Erosion Control/Boardwalks	\$ 15,000	
b. Beach Parking Lot Paving	<u>65,000</u>	\$ 80,000
2. <u>Golf</u>		
a. Replace (2) Greensmaster 3100	\$ 68,500	
b. Replace (1) Toro Sand Pro 5040	18,000	
c. New Toro Groundmaster 3500D	36,000	
d. Replace Toro 200 gallon spray tank	35,000	
e. New Hydro Seeder	<u>16,000</u>	\$173,500
3. <u>Schools</u>		
a. Wixon School Clock/System	<u>\$130,000</u>	\$130,000
	<b>GRAND TOTAL</b>	<b>\$383,500</b>

**(By the Selectmen)**

**FC: 7-0-0 to recommend the transfer of \$80,000 from the Beach Capital Improvement Fund; transfer \$173,500 from the Golf Capital Improvement Fund; transfer \$20,245.53 from free cash; transfer \$104,640.85 from Article 13 of the May 2, 2006 Annual Town Meeting; and transfer \$5,113.62 from Article 6 of the May 7, 2004 Annual Town Meeting.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 14**

**Capital Borrowing**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or authorize the Treasurer, with the approval of the Board of Selectmen, to borrow a sum of money to fund the following Capital Outlay Items/Equipment, or take any other action relative thereto.

1. <u>Beaches</u>		
a. West Dennis Beach Bulkhead	<u>\$275,000</u>	\$ 275,000
2. <u>DPW-Highway</u>		
a. Replace (2) 6-W Dump Trucks w (1) 10-W	<u>\$226,500</u>	\$ 226,500
3. <u>Engineering</u>		
a. Secondary Roads	\$448,500	
b. Drainage Improvements/Maintenance	150,000	
c. Sidewalk Repair	250,000	
d. Division St. Outfall Pollution Mitigation	<u>25,000</u>	
		<u>\$ 873,500</u>
	<b>GRAND TOTAL</b>	<b>\$1,375,000</b>

(By the Selectmen)

**FC: Recommendation to be made at Town Meeting.**

**BOS: 4-1-0 to recommend the article as printed.**

**ARTICLE 15**

**Capital Override**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the following Fiscal Year 2010 Capital Outlay Projects and Equipment, said vote to be contingent upon approval by the voters of a Proposition 2 ½ Capital Outlay Expenditure vote at the May 12, 2009 Town Election, or take any other action relative thereto:

1. <u>DPW-Highway</u>		
a. Replace (2) 6-W Dump Trucks w (1) 10-W	<u>\$226,500</u>	\$ 226,500
2. <u>Engineering</u>		
a. Secondary Roads	\$448,500	
b. Drainage Improvements/Maintenance	150,000	
c. Sidewalk Repair	250,000	
d. Division St. Outfall Pollution Mitigation	<u>25,000</u>	
		<u>\$ 873,500</u>
	<b>GRAND TOTAL</b>	<b>\$1,100,000</b>

(By the Finance Committee)

**FC: 7-0-0 to recommend the article as printed and to the approval of the ballot question.**

**BOS: 3-2-0 to place on the warrant.**

**ARTICLE 16**

**FY2009 Budget Supplements**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to supplement Fiscal Year 2009 Line Item appropriations under Article 4 of the May 6, 2008 Annual Town Meeting, or take any other action relative thereto:

a. Assessors, Personal Services, Line Item #17 . . . . .	\$30,000
b. Law Dept., Purchase of Services, Line Item #32 . . . . .	35,000
c. Fire Dept., Personal Services, Line Item #67 . . . . .	125,000
d. Snow & Ice Removal, Line Item #108 . . . . .	200,000
e. Fringe Benefits, Unemployment, Line Item #176 . . . . .	30,000
<b>Total</b>	<b>\$420,000</b>

**(By the Selectmen)**

**FC: 7-0-0 to recommend a transfer of \$125,000 from Ambulance Receipts, a transfer of \$285,000 from free cash and a transfer of \$10,000 from Cable Special Revenue Fund for a total of \$420,000 for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 17**

**Stabilization Fund Transfer**

To see if the Town will vote to transfer a sum of money from the Stabilization fund to be used as another financing source in the general fund for Fiscal Year 2009.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 18**

**FY2009 Budget Reductions**

To see if the Town will vote to reduce the following line appropriations in the Fiscal Year 2009 Line Item Budget voted at the May 6, 2008 Annual Town Meeting under Article 4, or take any other actions thereto:

1. Town Administrator, Purchase of Services, Line Item #6 . . . . .	\$ 202.00
2. Central Purchasing, Supplies, Line Item #16 . . . . .	3,000.00
3. Treasurer/Collector, Other Charges-Expenditures, Line Item #30. . . . .	537.00
4. Natural Resources/Cons, Supplies, Line Item #50 . . . . .	3,000.00
5. Police, Purchase of Services, Line Item #63 . . . . .	5,000.00
6. Police, Supplies, Line Item #64 . . . . .	5,000.00
7. Fire, Personal Services, Line Item #67 . . . . .	14,200.00
8. Building Inspector, Personal Services, Line Item #72 . . . . .	2,000.00
9. Animal Control, Personal Services, Line Item #82 . . . . .	2,000.00
10. Harbormaster, Purchase of Services, Line Item #88 . . . . .	575.00
11. Harbormaster, Supplies, Line Item #89. . . . .	550.00
12. Harbormaster, Capital Outlay, Line Item #91 . . . . .	2,950.00
13. Dept. of Public Works, Personal Services, Line Item #102 . . . . .	5,000.00
14. Health Inspection Services, Line Item #115 . . . . .	17,809.00
15. Library, Purchase of Services, Line Item #142 . . . . .	2,327.00
16. Beaches, Personal Services, Line Item #150 . . . . .	2,000.00
17. Golf, Personal Services, Line Item #155 . . . . .	31,000.00
<b>TOTAL</b>	<b>\$ 97,150.00</b>

**(By the Selectmen)**

**FC: 7-0-0 to recommend the article as printed.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 19**

**Prior Year's Unpaid Bills**

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

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: Recommendation to be made at Town Meeting.**

**ARTICLE 20**

**AFCME Labor Contract**

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 Union for Fiscal Year 2010, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 4-0-0 to place on warrant.**

**ARTICLE 21**

**Police Sergeants Labor Contract**

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 for Fiscal Year 2010, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 4-0-0 to place on warrant and recommendation to be made at Town Meeting.**

**ARTICLE 22**

**SEIU Labor Contract**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Service Employees International Union Local 888, personnel for Fiscal Year 2009 and Fiscal Year 2010, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend a transfer of \$78,842.14 from the May 6, 2008 Annual Town Meeting, Article 4, Line Item #5, Town Administrator Settlements and a transfer of \$159,966.76 from this Town Meeting, Article 4, Line Item #5, Town Administrator Settlements for a total of \$238,808.90 for the article.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 23**

**CPC Budget**

To see if the Town will vote to approve a Community Preservation Committee Budget for Fiscal Year 2010 as follows: to appropriate or set-aside for future appropriation not less than 10% for the Fiscal Year 2010 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 for the Fiscal Year 2010 Community Preservation Fund a sum of money to be placed in the FY2010 Undesignated Reserve for general Community Preservation Act purposes, or take any other action relative thereto.

**(By the Community Preservation Committee)**

**FC: 6-0-0 to recommend that the following amounts be appropriated from the Community Preservation Fund: 1) 10% Reserved for Community Housing - \$123,938; 2) 10% Reserved for Open Space - \$123,938; 3) 10% Reserved for Historic Preservation - \$123,938; 4) Debt Service - \$771,415; 5) Short-term interest - \$15,000; 6) Community Preservation Committee Expenses - \$15,000; and 7) Reserved for undesignated purposes - \$66,154 total of \$1,239,383 for the article.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 24**

**CPC Housing Amendment**

To see if the Town will vote to amend the vote taken under Article 9 of the November 18, 2008 Special Town Meeting to say as follows: "to vote to appropriate and transfer \$160,000 from the Community Preservation **Undesignated** Reserves Fund to the Housing Assistance Corporation to purchase and rehabilitate not less than two housing units to be subsequently sold to income eligible purchasers, under a perpetual affordable housing deed restriction, or take any other action relative thereto.

**(By the Community Preservation Committee)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 25**

**COA Revolving Fund**

To see if the Town will vote to re-authorize for Fiscal Year 2010 the crediting to the Council-On-Aging Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 2, 1995, Article 42, and pursuant to the MGL Chapter 44, Section 53E ½, providing for a means by which fees or charges received in connection with a Council-On-Aging program or activity, may after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Director of the Council-On-Aging, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2010, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 26**

**Library Revolving Fund**

To see if the Town will vote to re-authorize for Fiscal Year 2010 the crediting to the Town Library Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 5, 1998, Article 16, and pursuant to MGL Chapter 44, Section 53E ½, providing for a means by which fees, fines or charges received in connection with a Town Library program or activity may, after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Library Director up to a limit of five thousand dollars (\$5,000.00) during Fiscal Year 2010, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 27**

**Board of Health Revolving Fund**

To see if the Town will vote to re-authorize for Fiscal Year 2010 the establishment of a Board of Health Medicare Reimbursement Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 3, 2005, Article 18, pursuant to MGL Chapter 44, Section 53E 1/2, providing for a means by which reimbursements received from Medicare for flu shots may, after receipt, be applied directly and without further appropriation to the purchase of additional vaccine or other medical supplies, and costs associated with providing volunteer management and clinical support, by the Health Director up to a limit of twenty thousand dollars (\$20,000) during Fiscal Year 2010, or take any other action relative thereto.

**(By the Board of Health)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 28**

**Beach Fees - Weekends**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law, to establish a new Daily (Saturday, Sunday & Holidays) Beach Parking Fee of \$20.00, and further, that said fee 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.

**(By the Selectmen)**

**FC: 4-1-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 29**

**Beach Fees – Non-resident**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law, to establish the following new Non-resident Seasonal Beach Parking Fee of \$300.00, and further, that said fee 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.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 30**

**Harbor Fees**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law, to establish the following new Waterways Fees:

- 1. Commercial Haulers of Trailers Annual Fee (per truck) - \$100.00
- 2. Commercial Haulers of Trailers Daily Fee (per truck) - \$25.00
- 3. New Harbor Daily (Friday-Sunday & Holidays) Trailer Fee - \$15.00  
(\$1.00 of which to be deposited into the dredge fund)
- 4. New Daily Transient Mooring Fee (May 15th thru October 15th) - \$1.50/foot
- 5. New Daily Transient Mooring Fee (off-season) \$1.00/foot

and further, that said fee may be amended from time to time by the Board of Selectmen in accordance with said by-law, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 31**

**Trench Permit Fees**

To see if the Town will vote, in accordance with the Selectmen’s Fee Limitation By-Law, to establish a Road &Trench Opening Permit fee of \$500.00 per year or \$50.00 per application, pursuant to the Town of Dennis Department of Public Works Rules and Regulations for Road and Trench Opening Permits for work on Town ways and private ways open to the public, and a \$50.00 fee per application for individual Trench Opening Permits issued by the Building Commissioner or Health Director for work on private property, and further, that said fees may be amended from time to time by the Board of Selectmen in accordance with said by-law, or take any other action relative thereto.

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 3-0-1 to recommend the article as printed.**

**ARTICLE 32**

**Bass River Dredging**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the dredging of Bass River, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend a transfer of \$23,000 from the Dredge Fund Receipts Reserved for Appropriation Account for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 33**

**Sesuit Harbor Dredging Design & Permitting**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for design and permitting of Sesuit Harbor inner basin, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend a transfer of \$50,000 from Article 13 of the May 2, 2006 Annual Town Meeting.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 34**

**Dredging Plan**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for a comprehensive review and survey of the Town’s waterway assets, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 4-2-0 to recommend a \$25,000 transfer from the Dredge Fund Receipts Reserved for Appropriation Account for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 35**

**Cape Cod Bay Monitoring Plan**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to support the Cape Cod Bay Monitoring Program initiated by The Provincetown Center for Coastal Studies to continue monitoring the health of the Bay, from Duxbury to Provincetown, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend a \$10,000 transfer from the Waterways Capital Improvement Fund.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 36**

**Special Legislation - Shellfish**

To see if the Town will vote to authorize the Board of Selectmen to seek special legislation allowing for the Town to establish a Shellfish Mitigation, Receipts Reserved for Appropriation Fund Account for monies to be deposited from mitigation funds obtained by the Dennis Conservation Commission for projects impacting public waterways and shellfish habitats, and further, that said fund shall be used exclusively for shellfish resource enhancements, shellfish habitats or capital improvements, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

ARTICLE 37

Zoning Amendment - Wind

To see if the town of Dennis will (a) amend the Dennis Zoning By-law Section 2.1.1, "Establishment" (of districts) to delete "Small Wind Facility Overlay District" and "Medium and Large Wind Facility Overlay District" and add "Medium Wind Facility Overlay District"; (b) amend the Dennis Zoning By-law Section 2.1.2 to change the date reference for the Zoning Map to December 18, 2008 (c) amend the Dennis Zoning By-law by making the noted additions and deletions to Section 11 Wind Energy Facilities; (d) amend the Town of Dennis Zoning Map on file in the Office of the Town Clerk and the Planning Office to delete the "Small Wind Facility Overlay District" and "Medium and Large Wind Facility Overlay District" and to add the "Medium Wind Facility Overlay District". Deletions are strikethrough and additions are in bold italic.

(a) amend the Dennis Zoning By-law Section 2.1.1, "Establishment" (of districts) to delete "Small Wind Facility Overlay District" and "Medium and Large Wind Facility Overlay District" and add one Wind Power Overlay District entitled "Medium Wind Facility Overlay District";

2.1.1 Establishment

The Town of Dennis is hereby divided into the following zoning districts:

<u>TITLE</u>	<u>SHORT NAME</u>
Rural Residential	R-60
Low Density Residential	R-40
Resort and Residential	RR
Limited Business	LB
Extensive Business	EB
General Commercial I	GC-I
General Commercial II	GC-II
General Commercial III	GC-III
Industrial	I
Quivet Neck/Crowe's Pasture Resource Protection District	QNCP RP
Dennisport Village Center	DPVC
<del>Small Wind Facility Overlay District</del>	<del>SWFOD</del>
<del>Medium and Large Wind Facility Overlay District</del>	<del>M&amp;LWFOD</del>
<b><i>Medium Wind Facility Overlay District</i></b>	<b><i>MWFOD</i></b>

(b) Amend the Dennis Zoning By-law Section 2.1.2 to change the date reference for the Zoning Map to December 18, 2008

The boundaries of the districts are defined and bounded on the map entitled “Town of Dennis Zoning Map”, dated ~~September 24, 2007~~ **December 18, 2008** on file with the Town Clerk. That map and all explanatory matter thereon are hereby made a part of this By-law, together with any amendments adopted by vote of the Town Meeting.

**(c) amend the Dennis Zoning By-law by making the noted additions and deletions to Section 11 Wind Energy Facilities**

Section 11 Wind Energy Facilities

11.1 Purpose. The purpose of this section is to encourage the use of wind energies by allowing wind energy technologies to be utilized, while protecting public health and safety and minimizing the impacts of wind facilities on the character of neighborhoods, on property values, on the scenic, historic, and environmental resources of the Town.

11.2 Special Permit Granting Authority. The Planning Board shall be the special permit granting authority (SPGA) for wind facilities requiring a Special Permit under this by-law.

11.3 Wind Energy Facilities shall be divided into the following three categories for location and permitting requirements.

11.3.1 ~~RESERVED~~ **Systems less than 10 kW – herein referred to as Residential Scale Wind Facility**

11.3.2 Systems less than 30 kW – herein referred to as Small Scale Wind Facility

11.3.3 Systems of between 30kW but less than 500 kW – herein referred to as Medium Scale Wind Facility

11.3.4 Systems of 500kW and larger – herein referred to as Large Scale Wind Facility

11.4 Permit Requirements

11.4.1 ~~RESERVED~~ **Residential Scale Wind Facilities shall be allowed subject to the issuance of a Building Permit and the requirements of Section 11.6.3 below.**

11.4.2 Small Scale Wind Facilities shall require the issuance of a Special Permit subject to the requirements of Section 11.6.2 below.

**11.4.3 Medium Wind Facilities shall require the issuance of a Special Permit subject to the requirements of Section 11.6.3.2 below.**

11.4.34 ~~Medium and~~ Large Scale Wind Facilities shall require the issuance of a Special Permit subject to the requirements of Section 11.6.3.1 below.

11.5 Definitions:

Blade – Extensions from the hub which are designed to catch the wind and turn the rotor to generate electricity.

Blade-Tip Height - The height as measured from the grade of the land below to the highest extension of the blade.

Cut-out Wind Speed – The high wind speed at which the Facility must shut-down ~~and turn perpendicular to the wind~~ to protect itself from being overpowered, typically 56 mph.

Hub – The center of the rotor to which the blades are attached.

Hub Height – The height as measured from the grade of the land below the wind Facility to the center of the rotor or hub.

Nacelle – The frame and housing at the top of the tower. It protects the gear box and generator from weather and helps control the mechanical noise level.

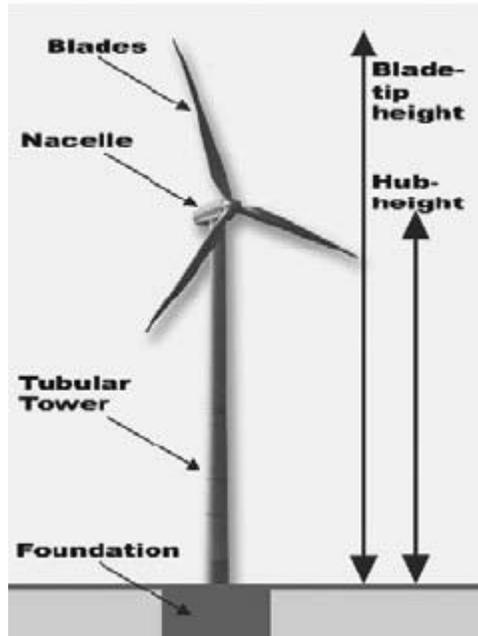
Rotor – A wind Facility's blades and the hub to which they are attached.

Rotor Diameter – The diameter of a wind facilities rotor measured as twice the length of the longest blade plus the hub width (or equal to the diameter of the cylinder).

Wind Facility - All equipment, machinery and structures utilized in connection with wind-generated energy production, generation and sale, including related transmission, distribution, collection, storage or supply systems whether underground, on the surface, or overhead and other equipment or byproducts in connection therewith, including but not limited to, rotor, electrical generator and tower, anemometers (wind measuring equipment), transformers, substation, power lines, control and maintenance facilities, site access and service roads.

Wind Facility, Commercial – A wind facility, which is designed to generally supply less than fifty percent (50%) of its electrical output for use on site.

Wind Facility, Non-Commercial – A wind facility, which is designed to generally supply fifty percent (50%) or more of its electrical output for use on site.



11.6 Wind Energy Facilities Permitting Requirements: The Town of Dennis Zoning Map shall be amended as illustrated in Map 11.1 Wind Facility Overlay District to establish the following overlay districts

- ~~Small Scale Wind Facility Overlay District~~
- ~~Medium and Large Scale Wind Facility Overlay District~~
- Medium Wind Facility Overlay District**

11.6.1 ~~RESERVED~~ Residential Scale Wind Facilities

**11.6.1.1 Shall be allowed within the R40, R60, RR, LB, EB, DPVC A and DPVC B Zoning Districts subject to the following:**

- (a) Residential Scale Wind Facilities shall be a Non-commercial Wind Facility.**
- (b) A Building Permit is granted by the Dennis Building Commissioner.**
- (c) Only Rooftop Wind Facilities shall be allowed.**
- (d) Rooftop Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.**
- (e) No more than one Rooftop Wind Facility shall be constructed on any parcel.**

~~11.6.2 Small Scale Wind Facility Overlay District~~

~~Small Scale Wind Facilities shall be allowed on properties illustrated on Map 11-1 subject to the following requirements:~~

- ~~(a) Small Scale Wind Facilities are considered Non commercial Wind Facilities serving the needs of a single property or a group of adjoining properties through an association.~~
- ~~(b) A Special Permit subject to the requirements of Section 11.7 and 11.8 below is granted by the Dennis Planning Board.~~
- ~~(c) For the purposes of protecting against problems due to noise, collapse of the tower and ice throw, the Small Scale Wind Facilities shall be located:
 
  - ~~(i) at least two times its hub height from its nearest property boundary; and~~
  - ~~(ii) at least 1 times its hub height from any dwelling unit or commercial structure on the site hosting the Small Scale Wind Facility.~~~~
- ~~(d) Freestanding Small Scale Wind Facilities shall have a maximum hub height of 40 feet.~~
- ~~(e) Freestanding Small Scale Wind Facilities shall have a maximum blade tip height of 60 feet.~~
- ~~(f) Rooftop Small Scale Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.~~
- ~~(g) Only one (1) wind tower shall be allowed per property.~~

### **11.6.2 Small Scale Wind Facilities**

**11.6.2.1 Shall be allowed in the General Commercial I, General Commercial III and Industrial Zoning Districts subject to the following:**

- (a) Small Scale Wind Facilities shall be allowed, subject to the following.**
- (b) A Special Permit subject to the requirements of Section 11.7 and 11.8 below is granted by the Dennis Planning Board.**
- (c) For the purposes of protecting against problems due to noise, collapse of the tower, and ice throw the Small Scale Wind Facilities shall be located:**
  - (i) Land Area Requirements:**
    - (1) Small Scale Wind Facilities may be located on any parcel subject to the setback considerations of this subsection;**
  - (ii) Freestanding Small Scale Wind Facilities shall have at least 2 times its hub-height from its nearest property boundary; and**
  - (iii) Freestanding Small Scale Wind Facilities shall have at least 1 times its hub height from any dwelling unit or commercial structure on the site hosting the Wind Facility.**
- (d) Freestanding Small Scale Wind Facilities shall have a maximum hub-height of 40-feet.**
- (e) Freestanding Small Scale Wind Facilities shall have a maximum blade tip height of 60-feet.**

- (g) Only one Freestanding Small Scale Wind Facility may be allowed on any parcel of land.**
- (h) Rooftop Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.**
- (i) No more than two Rooftop Wind Facilities shall be constructed on any parcel.**

**11.6.2.2 Shall be allowed in the General Commercial II subject to the following:**

- (a) Small Scale Wind Facilities shall be allowed, subject to the following.**
- (b) A Special Permit subject to the requirements of Section 11.7 and 11.8 below is granted by the Dennis Planning Board.**
- (c) Only Rooftop Wind Facilities shall be allowed**
- (h) Rooftop Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.**
- (i) No more than two Rooftop Wind Facilities shall be constructed on any parcel.**

### **11.6.3 Medium Scale Wind Facilities**

**11.6.3.2 Medium Scale Wind Facilities shall be allowed within the Industrial District and on the sites illustrated on Map 11-1 subject to the following:**

- (a) Medium Wind Facilities may be constructed for the purposes of serving the needs of the site upon which the facility is located, or to generate revenue through the sale of electricity, the revenue from which must serve:
  - (i) a public purpose;**
  - (ii) a commercial agriculture, aquaculture, silviculture, horticulture, floriculture or viticulture land use.****
- (b) A Special Permit subject to the requirements of Sections 11.7 and 11.8 below is granted by the Dennis Planning Board.**
- (d) Medium Scale Wind Facilities located within the Industrial Zoning District shall meet the standards noted in Section 11.6.4 below unless specifically modified below:
  - (i) Land Area Requirements – See Section 11.6.4;**
  - (ii) Freestanding Medium Scale Wind Facilities shall have at least 1 times its hub-height from its nearest property boundary except that the Planning Board may determine that a lesser setback is appropriate if the adjacent land is restricted, municipally owned****

- (i.e. Town of Dennis, Dennis Water District, Dennis Housing Authority or Dennis Yarmouth School District) open space and an agreement has been reached between the applicant and the relevant town entity to ensure the safety of the potential setback area, but must be at least 50 feet from any property boundary; and*
- (iv) Freestanding Medium Scale Wind Facilities shall have at least 1 times its hub height from any dwelling unit or occupied structure on the site hosting the Wind Facilities.*
- (e) Medium Scale Wind Facilities located on properties shown on Map 11.1 and located outside the Industrial Zoning District shall meet the standards set forth below:**
- (i) shall be a parcel of land illustrated on Map 11.1;*
- (ii) Freestanding Medium Scale Wind Facilities shall have at least two times its hub-height from its nearest property boundary except that the Planning Board may determine that a lesser setback is appropriate if the adjacent land is restricted, municipally owned (i.e. Town of Dennis, Dennis Water District, Dennis Housing Authority or Dennis Yarmouth School District) open space and an agreement has been reached between the applicant and the relevant town entity to ensure the safety of the potential setback area, but must be at least 50 feet from any property boundary; and*
- (iii) Freestanding Medium Scale Wind Facilities shall have at least 1 times its hub height from any dwelling unit or occupied structure on the site hosting the Wind Facility.*
- (f) Freestanding Medium Scale Wind Facilities shall:**
- (i) have a maximum hub height of 80 feet.*
- (ii) have a maximum blade tip height of 120 feet.*
- (g) Rooftop Medium Scale Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.**
- (h) When more than one Medium Scale Wind Facility is located on a property a minimum spacing equal to two times the widest dimension will be required between wind structures.**

**11.6.34 ~~Medium and Large Scale Wind Facilities Overlay District~~**

~~Medium and Large Scale Wind Facilities shall be allowed in the Industrial Zoning District on properties illustrated on Map 11-1 and subject to the following restrictions:~~

- ~~(a) ~~Medium and Large Scale Wind Facilities~~ may be permitted as Non-commercial Wind Facilities when serving the needs of single property or may be permitted as Commercial Wind Facilities.~~

- (b) A Special Permit subject to the requirements of Sections 11.7 and 11.8 below is granted by the Dennis Planning Board.
- (c) For the purposes of protecting against problems due to noise, collapse of the tower and ice throw, the ~~Medium and~~ Large Scale Wind Facilities shall be located:
  - (i) on a tract of land (a parcel or contiguous parcels under common ownership) that contains a minimum of ten (10) acres;
  - (ii) at least 1.5 times its hub-height from its nearest property boundary; and
  - (iii) at least 1 times its hub height from any dwelling unit or commercial structure on the site hosting the Medium and Large Scale Wind Facility.
- (d) Freestanding ~~Medium and~~ Large Scale Wind Facilities shall have a maximum hub-height of 215-feet.
- (e) Freestanding ~~Medium and~~ Large Scale Wind Facilities shall have a maximum blade tip height of 350 feet.
- (f) Rooftop ~~Medium and~~ Large Scale Wind Facilities shall not extend more than ten feet above the ridgeline of the structure to which it is attached.
- (g) When more than one ~~Medium or~~ Large Scale Wind Facility is located on a property a minimum spacing equal to two times the rotor diameter will be required between wind structures.

#### 11.7 General Requirements for the Installation of any Wind Facility.

- 11.7.1 The safety of the design and construction of any Wind Facility, including towers and associated equipment, shall be certified by the manufacturer or by an Engineer Licensed by the State of Massachusetts.
- 11.7.2 Safety wires shall be installed on the turnbuckles on guy wires of guyed wind facility towers.
- 11.7.3 All wind facilities shall be equipped with manual and automatic cut-out wind speed controls. The rotor and cut-out wind speed control shall be certified by the manufacturer or by an Engineer Licensed by the State of Massachusetts.
- 11.7.4 The compatibility of the tower structure with the rotors and other components of the wind facility shall be certified by the manufacturer or by an Engineer Licensed by the State of Massachusetts.
- 11.7.5 All towers or wind facilities shall either have tower climbing apparatus located not closer than twelve (12) feet to the ground or be un-climbable by design for the first twelve (12) feet.
- 11.7.6 Wind facilities sited on top of, or attached to and extending above the ridge line of, an existing structure shall comply with all applicable provisions of the latest version of the Uniform Building Code. Certification by an Engineer Licensed by the State of Massachusetts shall be required.

- 11.7.7 The owner/applicant of any wind facility shall provide, as part of the submissions for review by the Planning Board for a Special Permit, proof of liability insurance that specifically addresses the installation, use and maintenance of the wind facility.
- 11.7.8 Any equipment associated with the facility, shall be camouflaged or screened. Buildings, shall be surrounded by buffers of dense tree growth and understory vegetation in all directions to create an effective year-round visual buffer. Trees and vegetation may be existing on the property or installed as part of the proposed facility or a combination of both. The Planning Board shall approve the types of trees and plant materials and depth of the needed buffer based on site conditions. Equipment shelters for wind facilities shall be designed to be consistent with the traditional Cape Cod architecture and the surrounding neighborhood.
- 11.7.9 All utility connections from the wind facility to the existing grid shall be underground.
- 11.7.10 Clearing of natural vegetation shall be limited to that which is necessary for the construction, operation and maintenance of the wind facility.
- 11.7.11 Night lighting shall be prohibited unless required by state or federal law and shall be the minimum necessary. There shall be total cutoff of all light at the property lines of the parcel to be developed, and footcandle measurements at the property line shall be 0.0 initial footcandles when measured at grade.
- 11.7.12 Wind Facilities shall be painted a neutral, non-reflective color designed to blend with the surrounding environment.
- 11.7.13 Removal. The owner, or their successors in interest shall remove any wind facility the use of which has been discontinued for a period of twelve months. All wind facilities and appurtenant structures shall also be removed. If an owner fails to remove a wind facility in accordance with this section of this Bylaw, the town shall have the authority to enter the subject property and physically remove the facility. The Board shall require the applicant to post a bond at the time of construction to cover costs for the removal of the wind facility in the event the Town must remove the facility. The value of the bond shall be based upon the ability to meet all of the requirements noted in this section at prevailing wages. The value of the bond shall be developed based upon the applicant providing the Planning Board with three (3) written bids to meet the requirements of this section. An incentive factor of 1.5 shall be applied to all bonds to ensure compliance and adequate funds for the town to remove the tower at prevailing wages.
- 11.7.14 Each wind facility shall be operated and maintained in sound working order in conformance with the manufacturer's specifications at all times. This maintenance shall include the physical appearance of the devices so that it does not present an unsightly appearance. A copy of the manufacturer's specifications and use instructions shall be submitted with any application for review by the Building Commissioner file for that application.

11.7.15 Minimum Rotor Wind Blade Clearance. The lowest point of the arc created by rotating wind blades on a **freestanding** wind turbine generator shall be no less than 25 feet above grade.

11.8 Criteria for review and approval of a Special Permit for a Wind Energy Facility.

11.8.1 A special permit shall be granted under this section if the SPGA finds that each of the design standards set forth above has been met and that the location of the wind facility is suitable and that the size, height and design are the minimum necessary for that purpose

11.8.2 The SPGA shall also impose, in addition to any applicable conditions specified in this section, such conditions as it finds reasonably appropriate to safeguard the neighborhood or otherwise serve the purposes of this section, including, but not limited to: screening, lighting, fences, modification of the exterior appearance of the structures, limitation upon size, method of access or traffic features, parking, removal upon cessation of use or other requirements. Such conditions shall be imposed in writing and the applicant may be required to post bond or other surety for compliance with said conditions in an amount satisfactory to the SPGA.

11.8.3 RESERVED

11.8.4 The SPGA may require the proponent to provide or pay for professional services for the SPGA to evaluate the proposal to determine the suitability of geographic location, to analyze the loading capacities of the proposed structures, and to review camouflage and screening techniques.

11.8.5 Removal. The owner, his successors in interest shall remove any wind facility the use of which has been discontinued. All wind facilities and appurtenant structures shall also be removed. If an owner fails to remove a wind facility in accordance with this section of this Bylaw, the town shall have the authority to enter the subject property and physically remove the facility. The Board shall require the applicant to post a bond at the time of construction to cover costs for the removal of the wind facility in the event the Town must remove the facility. The value of the bond shall be based upon the ability to meet all of the requirements noted in this section at prevailing wages. The value of the bond shall be developed based upon the applicant providing the Planning Board with three (3) written bids to meet the requirements of this section. An incentive factor of 1.5 shall be applied to all bonds to ensure compliance and adequate funds for the town to remove the tower at prevailing wages. Municipally owned wind facilities shall be exempt from the surety requirement.

11.8.6 Each wind facility shall be operated and maintained in sound working order in conformance with the manufacturer's specifications at all times. This maintenance shall include the physical appearance of the devices so that it does not present an unsightly appearance. A copy of the manufacturer's specifications and use instructions shall be submitted with any application for review by the Planning Board file for that application.

- 11.8.7 The Planning Board may impose Conditions of Approval that are necessary to address health, safety, community welfare and community aesthetic issues or concerns raised during the Development Permit review.
- 11.8.8 RESERVED
- 11.8.9 There shall be a minimum of one parking space to be used in connection with the maintenance of any Medium, Municipal or Large Scale Wind Facility on the site; however, it shall not to be used for the permanent storage of vehicles.
- 11.8.10 Fencing shall be provided to control access to the site of the wind facility and accessory structures.
- 11.8.11 Signs. There shall be no signs, except no trespassing signs or any signs required to warn of danger. A sign is required that identifies the owner and operator with an emergency telephone number where the owner and operator can be reached on a twenty-four hour basis.
- 11.9 Application for Special Permit. In addition to the requirements of Section 4.1 of the Zoning By-law the following information must be submitted for all Wind Energy Facilities for an application to be considered complete:
- 11.9.1 A locus plan or aerial photograph at a scale of 1" = 200' which shall show all property lines, the exact location of the proposed structure(s), street landscape features, dwellings and other structures within three times the blade-tip height of the proposed wind facility.
- 11.9.2 A site reference plan at 1"=20 feet which shall show the location of the proposed structures, site facilities, landscaping etc.
- 11.9.3 A color photograph or rendition of the wind facility. A rendition shall also be prepared illustrating a view of the wind facility from the nearest street(s).
- 11.9.4 The following information must be prepared and signed by a registered professional engineer qualified in the field of wind power:
- (a) A description of the wind facility and the technical, economic and other reasons for the proposed location, height and design.
  - (b) Certification that the wind facility complies with all applicable Federal and State standards.
  - (c) If applicable, a written statement that the proposed wind facility complies with, or is exempt from applicable regulations administered by the Federal Aviation Administration (FAA), Massachusetts Aeronautics Commission and the Massachusetts Department of Public Health.

**11.10 Nothing in this by-law should be read to regulate the provision of wind facilities for an agriculture, aquaculture, silviculture, horticulture, floriculture or viticulture land use the primary purpose of such wind facility is to meet the needs of said land use on parcels of 5 acres or more as defined in Chapter 40A Section 3.**

(d) amend the Town of Dennis Zoning Map on file in the Office of the Town Clerk and the Planning Office to delete the “Small Wind Facility Overlay District” and the “Medium and Large Wind Facility Overlay District” and to add the “Medium Wind Facility Overlay District”

(By the Planning Board)

FC: 4-2-0 to recommend the article as printed.

BOS: 4-0-0 to recommend the article as printed.

**ARTICLE 38 Zoning Amendment – Commercial Solar Energy**

To see if the town of Dennis will (a) amend the Dennis Zoning By-law Section 2.2.2 Use Regulation Schedule to add Subsection 2.2.2.7.i Commercial Scale Solar Energy Electrical Generator; (b) amend Subsection 2.2.2.8.f Non-Commercial Scale Solar Energy Electrical Generator; and (c) amend Section 5 Definitions to add the noted definitions in the appropriate locations.

**Purpose of the Amendment.** The Town of Dennis finds that it is necessary for the protection of the public health, safety and welfare to protect Residential Zoning Districts from the potential incursion of non-residential, industrial type uses, from intrusion into residential zoning districts. As such, the town proposes to establish a threshold upon which a Solar Energy Electrical Generator would be considered as a commercial use as opposed to an accessory use. Consistent with Chapter 40A Section 3 Non-Commercial Scale Solar Energy Electrical Generators will be allowed in any zoning district as accessory uses. Also, consistent with the stated need in Chapter 40A Section 3, to protect the public health, safety and welfare, Commercial Scale Solar Energy Electrical Generators, as defined in this Zoning By-law, will be restricted to specified Commercial Zoning Districts.

(a) amend Section 2.2.2.7 Use Regulation Schedule, Industrial, Utility and Other Uses to add new Subsection 7.i Commercial Scale Solar Energy Electrical Generator:

PRINCIPAL USES	DISTRICT									
	R-40 R-60	Quivet Neck/Crowe’s Pasture Resource Protection District	RR	LB	EB	GC-I	GC-II GC-III	I	DPVC Area A	DPVC Area B

<b>7. INDUSTRIAL, UTILITY AND OTHER USES</b>										
<b>i. Commercial Scale Solar Energy Electrical Generator</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>S</b>	<b>S</b>	<b>Y</b>	<b>N</b>	<b>N</b>

**(b) amend Section 2.2.2.8 Use Regulation Schedule, Accessory Uses to add new Subsection 8.f Non-Commercial Scale Solar Energy Electrical Generator:**

<b>PRINCIPAL USES</b>	<b>DISTRICT</b>									
	R-40 R-60	Quivet Neck/Crowe's Pasture Resource Protection District	RR	LB	EB	GC-I	GC-II GC-III	I	DPVC Area A	DPVC Area B
<b>8.ACCESSORY USES</b>										
<b>f. Non-Commercial Scale Solar Energy Electrical Generator</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>

**(C) amend Section 5 Definitions to add the noted definitions in the appropriate locations:**

***Commercial Scale Solar Energy Electrical Generators - Commercial Scale Solar Energy Electrical Generators shall mean any Solar Energy Facility which exceeds five (5) kilowatts capacity and is designed to produce more than fifty (50) percent of its energy for off-site use.***

***Non-Commercial Scale Solar Energy Electrical Generators – Non-Commercial Scale Solar Energy Electrical Generators shall mean any Accessory Solar Energy Facility with five (5) kilowatts or less capacity or which exceeds five (5) kilowatts capacity and is designed to produce fifty (50) percent or more of its energy for the principal on-site use.***

***(By the Planning Board)***

**FC: 6-0-0 to recommend the article as printed.  
BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 39**

**Zoning Amendment – Renewable Energy**

To see if the town of Dennis will (a) amend the Dennis Zoning By-law Section 2.2.2 Use Regulation Schedule to add new Subsection 9 Renewable Energy Manufacturing Facilities and uses a. through f; and (b) amend Section 5 Definitions to add the noted definitions in the appropriate locations.

(a) amend Section 2.2.2 Use Regulation Schedule to add new Subsection 9 Renewable Energy Manufacturing Facilities and uses a. through f:

PRINCIPAL USES	DISTRICT									
	R-40 R-60	Quivet Neck/Crowe’s Pasture Resource Protection District	RR	LB	EB	GC-I	GC-II GC-III	I	DPVC Area A	DPVC Area B
<b>RENEWABLE ENERGY MANUFACTURING FACILITIES</b>										
<i>a. Biodiesel Blending Facility</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>
<i>b. Fuel Cell Energy Manufacturing Facility</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>
<i>c. Geothermal Energy System Manufacturing</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>
<i>d. Photovoltaic Energy System Manufacturing Facility</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>
<i>e. Solar Thermal Energy System Manufacturing Facility</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>
<i>f. Wind Energy System Manufacturing Facility</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>N</i>	<i>Y</i>	<i>N</i>	<i>N</i>

(b) amend Section 5 Definitions to add the noted definitions in the appropriate locations:

***Biodiesel Blending Facility means a facility which blends materials to create a diesel fuel substitute consisting of methyl or ethyl esters produced from the transesterification of animal or vegetable fats with methanol or ethanol. Biodiesel or biodiesel blends must contain at least 20% biodiesel. A biodiesel blending facility may also process associated by-products into useable items for market.***

***Fuel Cell Energy Manufacturing Facility means a site which produces 1 or more fuel cells or fuel cell stacks, inverters or other power conditioning units for use in fuel cell energy systems. Fuel cell energy manufacturing shall include fuel processors for converting fuel for use in a fuel cell.***

***Fuel cell means an electrochemical device that uses an external fuel and continuously converts the energy released from the oxidation of fuel by oxygen directly into electricity without combustion and consists of an anode, a cathode, and an electrolyte.***

***Fuel cell stack means an assembly of fuel cells.***

***Fuel processor means a device that converts a fuel, including, but not limited to, methanol, natural gas, or gasoline, into a hydrogen rich gas, without combustion for use in a fuel cell.***

***Geothermal Energy Manufacturing Facility means a facility that manufactures systems designed for the collection of absorbed heat derived from underground, in the atmosphere and oceans.***

***Photovoltaic Energy System Manufacturing Facility means a site which produces a solar energy device composed of 1 or more photovoltaic cells or photovoltaic modules and an inverter or other power conditioning unit. A Photovoltaic Energy System Manufacturing Facility may also produce batteries for power storage or an electricity storage device.***

***Photovoltaic cell means an integrated device consisting of layers of semiconductor materials and electrical contacts capable of converting incident light directly into electricity.***

***Photovoltaic module means an assembly of photovoltaic cells.***

***Renewable Energy Manufacturing Facility shall mean a business engaged in the research, development, or manufacturing of biodiesel, photovoltaic, solar-thermal, geo-thermal, fuel cell and wind energy systems***

***Solar Thermal Energy System Manufacturing Facility means a facility involved in the production of the components for an integrated unit consisting of a sunlight collection device, a system containing a heat transfer fluid to receive the***

***collected sunlight, and heat exchangers to transfer the solar energy to a thermal storage tank to heat or cool spaces or water or to generate electricity.***

***Wind Energy System Manufacturing Facility means a facility involved in the production of the components for wind turbines including the production of rotors, electrical generators, control systems, inverters or other power conditioning units, towers, and blades which uses moving air to produce power.***

**(By the Planning Board)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

## **ARTICLE 40**

## **Golf Fees**

To see if the Town will vote to amend the first sentence of Article V11, §36-8.1, the so-called Fee Limitation By-Law, to exempt all Golf Fees with the exception of Golf Membership fees from its application, so that, as amended, the section will read as follows:

“Notwithstanding any by-law to the contrary, no public facility user fee license or permit fee or charge which is authorized by by-law or which may be authorized by by-law to be set by the Selectmen, excluding all Golf Fees with the exception of Golf Membership fees, shall be valid or collected for a fee of one hundred dollars (\$100.00) or more if an increase in such fee in any calendar year exceeds an amount greater than five percent (5%) of the amount effective the previous calendar year, and for a fee of less than one hundred dollars (\$100.00) if an increase in such fee in any calendar year exceeds an amount greater than fifteen percent (15%) of the amount effective the previous calendar year, unless, in either event, such amount is set by vote of a Dennis Town Meeting.”

or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

## **ARTICLE 41**

## **Non-criminal By-Law Amendment**

To see if the Town will vote to amend Chapter 1, §1-3 (Noncriminal Disposition) of the Town Code, by deleting the wording in its entirety and replacing it with the following:

“§1-3 Fine.

For the purpose of this section, each violation of a by-law, rule or regulation shall be punished by a fine as provided therein, which shall not exceed three hundred dollars (\$300.00). Each day that such violation continues shall constitute a separate offense.”

**(By the Selectmen)**

**FC: Recommendation to be made at Town Meeting.**

**BOS: 5-0-0 to recommend the article as printed.**

## **ARTICLE 42**

## **Marijuana By-law**

To see if the Town will vote to adopt the following new “PUBLIC CONSUMPTION OF MARIJUANA OR TETRAHYDROCANNABINOL BY-LAW” and to amend the Town Code by adding to it a new Chapter 49 as follows:

### **“PUBLIC CONSUMPTION OF MARIJUANA OR TETRAHYDROCANNABINOL**

#### **49-1 Prohibited Activity**

No person shall smoke, ingest, or otherwise use or consume marijuana or tetrahydrocannabinol (as defined in G.L. c.94C Section 1, as amended) while in or upon any street, sidewalk, public way, footway, passageway, stairs, bridge, park, playground, beach, recreation area, boat landing, public building, schoolhouse, school grounds, cemetery, parking lot or any area owned by or under the control of the Town; or in or upon any bus or other passenger conveyance operated by a common carrier; or in any place accessible to the public.

#### **49-2 Identification Required**

Any person smoking, ingesting or otherwise using or consuming marijuana or tetrahydrocannabinol in violation of Section 1 of this by-law shall provide to a police officer so requesting personal identifying information, including their full legal name and address. Failure to provide such identifying information upon request, or provision of false, incorrect or otherwise invalid identifying information, shall be considered a separate violation of this by-law.

**49-3 Violations and Penalties**

This By-Law may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by criminal indictment or complaint pursuant to G.L. c.40, Section 21 or by noncriminal disposition pursuant to G.L. c.40, Section 21D, by those persons authorized under Section 1-2 of the Town Code, to include members of the Harbormaster’s Office. The fine for violation of this by-law shall be \$100.00 for the first offense, \$200.00 for a second offense and \$300.00 for a third or subsequent offense. Any penalty imposed under this by-law shall be in addition to any civil penalty imposed under G.L. c.94C, Section 32L.

And further, that non-substantive changes to the number of this by-law be permitted in order that it be in compliance with the numbering format of the Code of the Town of Dennis., or take any other action relative thereto.

**(By the Selectmen)**

**FC: 5-0-0 to recommend the article as printed.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 43**

**Private Roads Special Legislation**

To see if the Town will vote to authorize the Board of Selectmen to seek special legislation that would allow for the Town Treasurer to borrow in anticipation of reimbursements from betterments assessed in connection with work on private ways open to and used by the general public, as provided for in the Town’s Temporary Repairs on Private Ways By-law under Chapter 156, Article II, of the Town Code, and further, once said legislation is approved, to amend Chapter 156 to include this borrowing authorization, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 44:**

**Wrinkle Point Private Roads Repair**

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 roads open to and used by the general public within the Wrinkle Point Association (which includes Davenport Road, Garfield Lane, Porter Lane, Thirza’s Way and portions of Uncle Barney’s Road and Buckley Road) in West Dennis, pursuant to the provisions of MGL c.80 and the Town of Dennis “Temporary Repairs on Private Ways By-Law” adopted at the May 3,

2005 Annual Town Meeting under Article 31, and in accordance with the vote of the Board of Selectmen on March 28, 2006, declaring that the repairs to said private ways are required because of public necessity and convenience, and the owners of said land benefited by said temporary repairs shall be assessed their proportionate share of betterments, in accordance with Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act), or take any other relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend borrowing \$205,000 for the article.**

**BOS: 5-0-0 to recommend the article as printed.**

#### **ARTICLE 45**

#### **Wastewater Authorization**

To see if the Town will vote to authorize the Board of Selectmen to seek special legislation that will allow the Dennis Water District to assume the responsibilities for sewer and wastewater as defined in Massachusetts General Laws, Chapter 40N, as amended, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 3-0-1 to recommend the article as printed.**

#### **ARTICLE 46**

#### **Accept MGL Ch.32B, §9D**

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

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 5-0-0 to recommend the article as printed.**

#### **ARTICLE 47**

#### **Accept MGL Ch.32B, 18A**

To see if the Town will vote to accept M.G.L Chapter 32B, Section 18A which requires that all retirees, who retire after the acceptance of this section, their spouses and dependents who are enrolled in Medicare Part A at no cost to a retiree, their spouse or dependents, or eligible for coverage there under at no cost to a retiree, his

spouse or dependents, be required to enroll in a Medicare health benefits supplement plan offered by the Town, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend the article as printed.**

**BOS: 5-0-0 to recommend the article as printed.**

**ARTICLE 48**

**Gages Way Planning & Engineering**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for planning and engineering of Gages Way in South Dennis, or take any other action relative thereto.

**(By the Selectmen)**

**FC: 6-0-0 to recommend a \$10,000 transfer from free cash for the article.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 49**

**Sea View Park**

To see if the Town will vote to transfer the balance of funds appropriated under Article 10 of the September 21, 2004 Special Town Meeting for the acquisition and demolition costs associated with Sea View Park in Dennis Port, and reallocate said balance to pay for the construction and related costs of said Park.

**(By the Selectmen)**

**FC: 5-0-0 to recommend a transfer of \$37,496.14 from Article 10 of the September 21, 2004 Special Town Meeting.**

**BOS: 4-0-0 to recommend the article as printed.**

**ARTICLE 50**

**Free Cash**

To see if the Town will vote to transfer a sum of money from available funds for the purpose of reducing the tax rate for the fiscal year beginning July 1, 2009.

**(By the Selectmen)**

**FC: 5-0-0 to recommend a transfer of \$250,000 from free cash**

**BOS: 4-0-0 to recommend the article as printed.**

And to meet at several precincts in said Town at the following places:

Precinct 1, Dennis, Carleton Hall, 1006 Old Bass River Road

Precinct 2, East Dennis, Dennis Senior Center, 1045 Route 134

Precinct 3, Dennis Port, Dennis Public Library, 5 Hall Street

Precinct 4, West Dennis, 1867 West Dennis Graded School House, 67 School Street

Precinct 5, South Dennis, Nathaniel H. Wixon School, 901 Route 134

In said Dennis on Tuesday, the twelfth day of May 2009, at 7:00 a.m. then and there to vote for election of the following officers:

One Selectman for three years; one Dennis-Yarmouth Regional School Committee Member for three years; one Old Kings Highway Regional Historic District Committee Member for four years; and one Dennis Housing Authority Commissioner for five years; one Town Clerk for three years and one Constable for one year.

And to vote upon the following questions which appear on the official ballot:

#### **QUESTION 1**

Shall the Town of Dennis be allowed to assess an additional \$1,100,000 in real estate and personal property taxes for the purpose of purchasing and funding the following capital equipment and projects: Replace two (2) six-wheel dump trucks with one (1) ten-wheel dump truck, secondary roads, drainage improvements/maintenance, sidewalk repairs, and Division Street Outfall Pollution Mitigation, for the Fiscal Year beginning July first, two thousand nine?

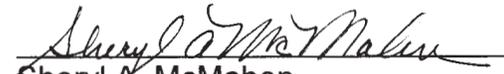
**YES**

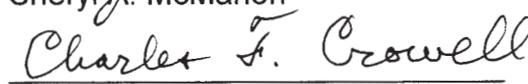
**NO**

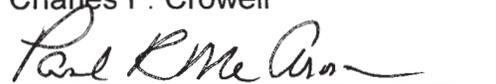
And you are directed to serve this **WARRANT**, by posting up attested copies thereof at EACH OF THE POST OFFICES in said TOWN OF DENNIS, seven (7) days, at least before the time of holding said meeting.

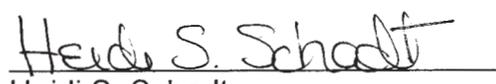
HEREOF FAIL NOT, and make a due return of this **WARRANT**, with your doings thereof, to the TOWN CLERK, at the time and place of the meeting as aforesaid.

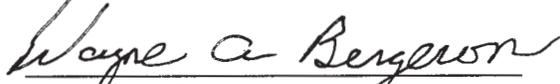
Given unto our hands this 14<sup>th</sup> day of April, in the year of our Lord Two Thousand Nine.

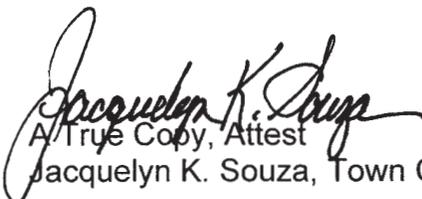
  
Sheryl A. McMahon

  
Charles F. Crowell

  
Paul R. McCormick

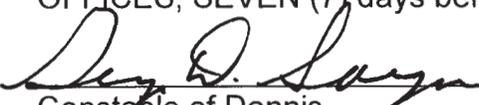
  
Heidi S. Schadt

  
Wayne A. Bergeron

  
A True Copy, Attest  
Jacquelyn K. Souza, Town Clerk

BARNSTABLE, ss.

PURSUANT 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, SEVEN (7) days before the date of the meeting, as within directs.

  
Deputy Constable of Dennis

  
Date

## A GLOSSARY OF COMMONLY USED TERMS

**Abatement** - A complete or partial cancellation of a levy imposed by a governmental unit, applicable to tax levels and special assessments.

**Amortization** - Gradual elimination of an obligation, such as a bond, according to a specified schedule of times and amounts. The principal amount of a home mortgage, for example, is amortized by annual payments.

**Appropriation** - An authorization granted by town meeting to make expenditures and to incur obligations for specific purposes. An appropriation is usually limited in amount and as to the time when it may be expended.

**Assessed Valuation** - A valuation set upon real estate or other property by a government as a basis for levying taxes. Equalized assessed valuation, as determined by local assessors, adjusted by the State Department of Revenue on a biennial basis to reflect a full and fair market value ("equalized valuation"). 100% assessment refers to local assessments which are intended to approximate full and fair cash value of property.

**Available Funds** - Sum of funds appropriated and raised by the town, but not expended in the years for which they were appropriated, minus uncollected taxes for prior years. Must be certified by the Massachusetts Bureau of Accounts before it can be used. Also known as "Free Cash."

**Betterment** - An addition made to, or change made in, a fixed asset which is expected to prolong its life or to increase its efficiency. The term is also applied to sidewalks, sewers, and highways; "improvements" could be another designation.

**Bond** - Written promise to pay a specified sum of money, called the face value (par value) or principal amount, at a specified date or dates in the future, called the maturity date(s) together with periodic interest at a specified rate. The difference between a note and a bond is that the latter runs for a longer period of time and requires greater legal formality.

**Bond Anticipation Note (BAN)** - Short-term note of a government sold in anticipation of bond issuance. BANs are full faith and credit obligations.

**Budget** - A plan of financial operations embodying an estimate of proposed expenditures for a given period and the proposed means of financing them. A budget may be "preliminary" - the financial plan presented to the town meeting, or "final" - the plan approved by that body.

**Budget Message** - Statement summarizing the plans and policies contained in the budget report, including an explanation of the principal budget items, an outline of the municipality's experience during the past year and its financial status at the time of the message, and recommendations regarding financial policy for the coming year.

**Capital Budget** - A plan for the expenditure of public funds for capital purposes, showing as income the revenues, special assessments, free surplus, and down payment appropriations to be applied to the cost of capital project or projects, expenses of issuance of obligation, engineering supervision, contracts, and any other related expenses.

**Capital Expenditure** - Non-recurring payments for capital improvements including construction, acquisition, site development and overhead costs. The fees for architects, engineers, lawyers, and other professional services plus the cost of financing; advance planning may be included.

**Capital Improvements** - Acquisition, construction, replacement of, or major repairs to capital plant facilities, with a relatively long useful life.

**Capital Project** - A major nonrecurring physical acquisition expenditure often including planning, acquisition, and construction phases.

**Cherry Sheet** - An annual statement received by the assessors from the Department of Revenue detailing estimated receipts for the next fiscal year from various state aid accounts and the Local Aid Fund (Lottery) and estimated charges payable by the assessors in setting the tax rate. Supplemental Cherry Sheets may be issued during the year and there is no guarantee that the estimated receipts and charges shown thereon will not vary from actual receipts and charges. (Name derived from the pink color of the document.)

**Debt Authorization** - Formal approval to incur debt by municipal officials, in accordance with procedures stated in M.G.L., Ch. 44, specifically Sections 1, 2, 3, 4a, 6 - 15.

**Debt Service** - The cost (usually stated in annual terms) of the principal retirement and interest of any particular issue.

**Fiscal Year** - The Commonwealth, state and municipalities (as of 1974) operate on a fiscal year which begins on July 1 and ends on June 30. The number of the fiscal year ends; e.g. the 1998 fiscal year is July 1, 1997 to June 30, 1998; the 1999 fiscal year will be from July 1, 1998 to June 30, 1999.

**Free Cash (Budgetary Fund Balance)** - Free cash represents the portion of surplus revenue which the municipality is able to appropriate. Technically, free cash is money that is appropriated but not spent, less unpaid back taxes. That is, it is money that the community raised to spend for a particular item but was left over because the full appropriation was not expended. From this surplus the municipality's liabilities are subtracted - i.e., unpaid taxes. The remainder, if any, is certified annually by the Department of Revenue as the community's free cash. Amounts from certified free cash may be appropriated by the community for expenditures or to offset property taxes.

**General Fund** - The fund into which the general (non-earmarked) revenues of the municipality are deposited and from which money is appropriated to pay the general expenses of the municipality.

**Growth Revenue** - The amount of property tax revenue that a community can add to its allowable tax levy from new construction, alterations, subdivision or change of use which increases a parcel value by at least 50%, or more than \$100,000 for commercial and industrial property. It is computed by applying the prior year's tax rate to the increase in valuation.

**Note** - A short-term loan, typically of a year or less in maturity.

**Overlay** - The amount raised by the assessors in excess of appropriations and other charges for the purpose of creating a fund to cover abatements and to avoid fractions.

**Reserve Fund** - A fund established by the annual town meeting which is under the control of the finance committee and from which transfers may be made for extraordinary or unforeseen expenditures. It may be composed of an appropriation of not more than 5% of the tax levy for the preceding year, or money transferred from the overlay reserve, or both.

**Revolving Funds** - Those funds which may be used without appropriation and which are established for particular uses such as school athletics, continuing education programs, school lunch programs, self supporting recreation and park services, conservation, etc.

**Stabilization Fund** - A special reserve account created to provide for capital improvements which is invested until used. Towns may appropriate into this fund in any year an amount no more than ten percent of the prior year's tax levy. The outstanding balance in the account cannot exceed 10% of the town's equalized valuation. Generally, it requires a 2/3 vote of Town Meeting to appropriate money from the Stabilization Fund.

**Surplus Revenue** - This is the amount by which cash, accounts receivable and other floating assets exceed the liabilities and reserves.

**Unfunded Pension Liability** - Unfunded pension liability is the difference between the value assigned to the retirement benefits already earned by a town's employees and the assets the town's retirement system will have on hand to meet these obligations. The dollar value of the unfunded pension liability is driven by assumptions about interest rates at which a retirement system's assets will grow and the rate of future costs of living increases to pensioners.

**Uniform Municipal Accounting System (UMAS)** - A comprehensive and practical municipal accounting system that conforms to Generally Accepted Accounting Principles (GAAP) for local governments. UMAS is regarded by the Department of Revenue as the professional standard for modern municipal accounting in Massachusetts.

**FINANCE COMMITTEE REPORT  
ESTIMATED TAX RATE**

**Current tax rate: \$5.07**

**If approved by voters then the estimated FY 10 tax rate will be:**

**Operational budget will decrease the rate to: \$4.89**

**2009- Capital Exclusion -\$2,360,000 - Off Tax Rate (\$.36)**

**2010-Capital Exclusion - \$1,100,000 adds - \$0.17**

**CPA Surcharge of 3% adds - \$0.15**

**Estimated New Tax Rate w/CPA & Exclusion - \$4.85 per thousand**

**The above tax rate estimates are based upon actual FY 2009 real estate values (as of January 1, 2008). The actual FY 2009 tax rate will be based on values as of January 1, 2009.**