BOARD OF SELECTMEN AGENDA

January 9, 2020 – 7:00 P.M.
Sandwich Town Hall – 130 Main Street

1. Convene Open Session in Auditorium
2. Pledge of Allegiance
3. Review & Approval of Minutes – 11/21/19
4. Public Forum (15 Minutes)
5. Town Manager Report
6. Correspondence / Statements / Announcements / Future Items / Follow-up (10 Minutes)
7. Staff Meeting
   7:15 P.M. Public Utility Pole Hearing: Eversource Siting of 3 New Poles at 34 Quaker Meetinghouse Road for Skate Park & Multi-Purpose Courts Project
   Jim Coogan – Volunteer & Fundraising Efforts for Joe Wilson Gravesite off Quaker Meetinghouse Road
   David Darling – Proposal for Tax Relief for Seniors
8. Old Business
   • FY’21 Budget Efforts & Related Issues, Including 100 Route 6A Renovations
   • Other Matters Not Reasonably Anticipated by the Chairman
9. New Business
   • Seasonal Population Estimate for Alcoholic Beverages Control Commission
   • Authorization for Planning Board to Appoint Local Comprehensive Plan Steering Committee
   • Report on Any Approved Vendor & Payroll Warrants
   • Other Matters Not Reasonably Anticipated by the Chairman
10. Public Forum (15 Minutes)
11. Closing Remarks
12. Adjournment

Next Meeting: January 30, 2020 – 7:00 P.M., Sandwich Town Hall

TOWN CLERK
TOWN OF SANDWICH
JAN 07 2020
RECEIVED & RECORDED
MINUTES BOARD OF SELECTMEN  NOVEMBER 21, 2019
Town Hall Auditorium, 130 Main Street, Sandwich, MA 02563
7:00 p.m.

Present for the Board of Selectmen: David Sampson, Michael Miller, Shane Hctor, Robert George, Charlie Holden

Town Manager George Dunham, Assistant Town Manager Heather Harper, Ralph Vitacco, SCTV, Sandwich Enterprise, Carl Johansen, Dave DeConto, Paul Tilton, Tammy Gibbs

Mr. Sampson called the meeting to order following a posted 6:00 Executive Session.

PLEDGE OF ALLEGIANCE

REVIEW AND APPROVAL OF MINUTES

No minutes were presented for approval.

PUBLIC FORUM

Mr. Carl Johansen addressed the meeting on increasing fees on commercial items, such as mattresses. Why should the transfer station have to subsidize commercial enterprises?

TOWN MANAGER REPORT

- The December 5 Board of Selectmen’s meeting is posted as a joint meeting with Finance Committee and School Committee to receive instructions for the FY21 budget. Also that evening will be the Assessing Classification Workshop.
- Nine companies submitted proposals for the Library and Center for Active Living. Hope to have contract issued by end of 2019 and get the architects on board.
- This morning, we met the Architect for 100 Route 6A and reviewed a lot of details including mechanical, electrical, plumbing, etc. Once we hear back from the cost estimator, and depending on the numbers, we will have to make a decision on the alternates. The goal is to get actual construction bids out in January, general contractor bids back February/March, then 9-12 months of work.
- Later this morning, DEP, EPA, officials from Joint Base Cape Cod, Barnstable, and the Upper Cape towns discussed the wastewater project and there will be another meeting scheduled before Christmas. There is a long way to go but have a better knowledge of where we are headed, and next month will discuss a possible intermunicipal agreement. Some towns are interested, some are not sure. In addition to studying the project on the Base and considering what happens if that falls through or the cost is too high,
Barnstable Mashpee and Sandwich are looking at a scope of work for cost if our three towns built something at end of Jan Sebastian Drive. We will be signing a contract and Barnstable will pay 100% of the scope of work. Mr. Mason feels strongly that between CWMP and WIIF funding for FY21 the key areas of focus are: 1) Upper and Lower Shawme Ponds and 2) sewer collection plan.

- Mr. Hoctor asked about the Landers tree. Mr. Dunham responded that it came down.
- Mr. George commented that on Wednesday, National Grid was working on Service Road throughout the evening. Due to the noise, starting today they will begin mobilizing from 6:00 – 7:00 a.m. and work 7:00 a.m. – 6:00 p.m. Town of Barnstable wants night work, so not sure if they will switch back once they get to Barnstable.
- Mr. Hoctor mentioned with winter weather coming, did we hear back from Eversource on their response to the last event? Mr. Dunham is meeting with their person tomorrow on general emergency management issues, and after Thanksgiving Mr. Tilton and Mr. Dunham are meeting with Eversource again and can bring up the response issue.

**CORRESPONDENCE/STATEMENTS/ANNOUNCEMENTS**

None

**STAFF MEETING**

**Liquor License Matters** - Request from Industry Ale House liquor licensee to modify their hours of operation. Mr. Darryl Laman stated he currently starts serving at 11:00 a.m. and would like to start serving at 9:00 a.m. **Mr. Miller moved to approve the change in the hours for Industry Ale House. Unanimous.**

**Paul Tilton – Continuation Fee Hearing**

Mr. Tilton reviewed the proposal for fee increases:
*Transfer Station Fees* – Currently the residential fee is $60 and Mr. Tilton is requesting an increase to $75, which allows for disposal of PAYT bags. Non-routine items require a fee. Residents who don’t have a sticker can purchase a one trip pass to drop off blue bags and recycle for free, but no non-routine items.

*Commercial sticker fee* - propose no increase for current $150 fee and will continue the one trip $20. Also, there are additional fees for non-routine items. One issue is mattress fees. Mr. Tilton proposes going from $20 to $40 for commercial haulers. We are a small residential landfill, and trying to accommodate commercial haulers is difficult, since we do not have staff, resources, or capacity. The estimate for cost to dispose of mattresses is about $26 now, and in 5 years anticipated cost will be $45 including disposal, handling and staff. Mr. Tilton said he does not think 5,000 residential sticker holders should be subsidizing commercial enterprises. His recommendation is to eliminate commercial use of the transfer station. Options for commercial haulers could be Town of Bourne or New Bedford Waste. Option for residents is that the Salvation Army will take mattresses for free. We are not against commercial haulers, but cannot accommodate them. Mr. Dunham said that at Tuesday’s MMA meeting, the Lt. Governor talked about creating a Mattress Task Force, and county administrators as well are
13 trip tickets, less than one time a week. She explained that the coupons for the disposal used to be $10 and the printed amount on the coupon has not changed, so if you increase mattress fee to $20 you use two coupons. If counting the tickets, no one really knows what the tickets were for, so the numbers are inaccurate. Also, she said, no one helps us to unload. I reached out to many of our customers. Many people we serve cannot bring trash out to road, so we go up the road to their houses. I voice my concern for the elderly and handicapped who will be paying this fee. I know Decatur House, restaurants, and florists, use the landfill as well. We pay our way and no one is subsidizing us. Ms. Gibbs said their regular trash they bring to SEMASS, Yarmouth or Rochester. Not even 10% of our business is this. She feels her business is being targeted, even though she knows that others go in. Mr. Tilton said there has always been a one-trip pass. It is about us being able to handle commercial waste. I sympathize with Tammy, but we do not make a lot of money off commercial; we do not have the space.

Mr. Dunham noted only two charges related to commercial trying to change - commercial mattress and sofa couches. Mr. Sampson stated we do not have rules around commercial stickers; I don’t think we have good data. If paying $26 to dispose of a mattress, then we should change to $25 for everyone who wants to dispose of a mattress. It is currently $20 each, then $25 for everyone would recover the cost and be fair across the Board. Mr. Tilton suggested $30 for everyone. Mr. Hoctor said we are losing money; we have to make it up somewhere else, and the dump should be covering costs to operate, not make money but not lose money.

Mr. Miller said if there are only two commercial stickers issued, and no written policy, then you decide what a commercial license is. Are you secure that the two are the only legitimate commercial enterprises? Mr. Tilton responded that if someone is suspected of being commercial and do not have a commercial sticker, they investigate. Mr. Masse responded that in the past there have been four contractors. If we investigate and they need a sticker, they are informed; then it is their decision whether or not to continue. Mr. Johansen asked whether the proposal has different charges between residential and commercial. Mr. Tilton responded that residential is a $20 fee and commercial $40 in his proposal, and these fees are comparable to other Cape towns. Mr. Hoctor asked, if we went $30 across the board and eliminate the per trip fee, would you be covered for next two years? Mr. Tilton replied the one trip fee recovers some of our costs.

Mr. Dunham explained the Enterprise Fund and the State wants 30% of the revenues in the bank. When we went to PAYT, after paying expenses, the fund was was too high, so through capital item votes, bought equipment using sanitation funds. A few years ago we had $400,000, then crazy stuff happened with recycling, so it is now down to $200,000, and if we go down $120,000 we will be in trouble with State. The only way to make money is to periodically increase bag fees and stickers; we need to be able to do that or just get out of the trash business. Mr. Dunham said we are not subsidizing operations but have a balance, and we send a packer truck to every school every day, and that is a lot of rubbish; we cover 100% for schools. Mr. Dunham suggested holding off the vote on one-time items and get a better definition of commercial, but we need to vote on the sticker fee.
Mr. Sampson said they need better framework around commercial. Mr. Tilton will do clearer guidelines on who gets commercial. Mr. Tilton’s recommendation for increasing the residential sticker is $75 for the annual sticker; the average sticker fee for surrounding towns is $78.

**Mr. Miller moved to close public hearing. Mr. George seconded. Unanimous.**

Mr. Hoctor moved to increase sticker fee proposal to $80 and table other proposed cost increases, as well as definition of a commercial hauler and other items discussed to future date and leave bag fee alone. Mr. Hoctor seconded. Unanimous.

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**Liquor License Public Hearing - Off the Grid Inc. 91 Route 6A Sandwich MA**

Mr. Sampson read the public hearing notice.

**Mr. Miller moved to open the public hearing. Mr. George seconded. Unanimous.**

Mr. Joel Finley explained that he has operated a food truck at Shipwreck on Freezer Road for the past two seasons and has outgrown that location. Mr. Finely has purchased the old Hillport Gallery on Route 6A to try and expand business. We feel serving alcohol is another revenue stream and would like to offer it to the public. It will be a family establishment and great place to bring kids. Will recreate at the new property, with a beer garden and art gallery and invite local artists to come in. Service inside, rent the premises for wine, barbeque food outside and purchase alcohol with meal. Will not have late hours, will shut down by dark and open for breakfast. Mr. Finley explained he had a restaurant in the Virgin Islands, he grew up in Sandwich and his Chef is from Sandwich. We teamed up, trying to grow the business and we offer a different feel that Sandwich does not have. The big picture is a coffee shop, BBQ with ice cream, outdoor atmosphere and open year-round.

Mr. Dunham noted that the plans are tentative but Town Counsel said we are required to hold the hearing within 30 days of receiving the application and say yes or no or no action. The Board can make the vote conditional upon getting necessary approvals. Building Commissioner Brendan Brides was present to answer any questions and gave an overview.

Mr. Hoctor asked about the occupancy. Currently only 25 people can be indoors in the gallery. Mr. Finley said we didn’t want to limit it to inside. Mr. Finley met with Mr. Brides and a few department heads to give them overview.

Mr. Miller asked about the septic. Mr. Finley stated it appears capable and, if not, we will upgrade. Mr. George went and looked at the property. Mr. Miller asked about parking. Mr. Finley stated he has hired an engineer and will give us parking numbers. Building Commissioner Brides said we met with Joel and things look good, the only thing we would like to see is a parking plan, and layout of facility itself to calculate occupancy, and egress. He thinks Mr. Finley is on the right track. Mr. Dunham asked about a special permit. Mr. Brides said that area is zoned for what they want to do.

Peter Conathan – Manor Drive abuts the Hillport property. Mr. Conathan hasn’t talked with Joel, but Mr. Conathan owns a building abutting property. I am at 93 Rte. 6A and my building has mixed offices and apartments. Mr. Conathan brought up his concerns - approved hours of operation be defined, especially beer garden, light focus facing down rather than out, and concern about waste that would be generated. Need to recognize that on our side there are
apartments and people. Noise level would be important; there are residents there and late night would not be appropriate. He is also concerned if successful, overflow parking would tend to come over to his property and he would want to see some things better defined. Mr. Sampson stated a parking plan is needed and would have to be approved by Mr. Brides before a license would be issued.

Mr. Sampson asked about the beer garden. Mr. Finley stated it will be around 42 people and would not operate beyond 9 p.m. It does not financially make sense and his crew doesn’t want to be out late; he does not want headaches - not bar or nightclub; he said 9:30 – 10:00 is realistic, and in winter much earlier. We will have entertainment, one or two people one or two nights a week, not a concert. It would be just family, with coffee shop, and gallery year round, and with the food truck there will be some sort of operating year-round. There is garage and would like to build out commercial kitchen. Mr. Brides stated –as far as the beer garden that police would like to see alcohol consumption cordoned off. The ABCC would require cordonning off.

Mr. Hoctor said the only challenge is that the Board is usually given a complete package with everything lined up. His only reservation is there are a lot of questions - asking sign off on something not complete, layout egress etc. Town Counsel advised we have to have this hearing. Mr. Sampson said is not totally out of the ordinary and could give conditional approval based on Town departments to secure license and come back. Mr. Sampson noted they have to go thru ABCC inspection as well. Mr. Sampson has full confidence in Mr. Brides, and license will not be released unless built to standards.

Mr. Miller moved to accept application with ABCC conditions and conditional on receiving all approved required permits, licenses and requirements. Mr. George seconded. Unanimous.

OLD BUSINESS

Cable Renewal Update - The Comcast license expires in 2021. The letter before the Board pulls together the response for the Town’s request for a cost estimate from Comcast for 290 Quaker Meeting house/ public safety buildings and I-Net compliance. Comcast has not responded to the Town’s request, which raises compliance issues.

The Cable Advisory Committee has been working hard. It held the ascertainment hearing, conducted a survey and developed capital inventory. Mr. Hoctor said this is one of the public utilities that is non-responsive to the Town. Mr. Hoctor noted being non-responsive doesn’t sit well. Ms. Harper mentioned that Attorney August said the lack of response is not out of the norm and does occur since we are in pre-negotiation. One of the top priorities in the renewal is that they maintain the Route 130 office, which is important to us and the Upper Cape. Mr. Harper stated Comcast does not want to keep it open.

Mr. Miller moved to grant Mr. Dunham authority to write letter to Comcast. Mr. Hoctor seconded. Unanimous.

Update on Boardwalk. On Monday evening the Engineering Department and DPQ hosted a community forum attended by about 30 people; boardwalk design, and many issues raised.
Well received forum and didn’t hear major resistance. Mr. Sampson and Mr. Holden were at
the Forum. Continuing to collect public comment; information is on the Town’s webpage and
Facebook. On the 4th of December, the Town and consultant will be meeting with Historic
Commission and Historic District Committee, then come back to Board of Selectmen early next
year. Ms. Harper said the present plan is to widen to 6 feet to provide access for more foot
traffic; it would be $150,000 to add width.

*Henry T. Wing Disposition* - how to proceed with possible negotiations with the developer. Mr.
Hoctor asked if there was any advantage in putting Wing School on its own separate special
meeting in mid-February. The Collaborative lease is up in June. Holding a special would give us
direction and if it passes, we can get Stratford group moving. If fails, can propose at annual or
alternative? Mr. Dunham said we have not accepted anything yet, but it is up to the Board on
holding a special. We have held short warrants in the winter. Ms. Harper said Mr. Vitacco has
been leading community input and facilitating the RFP; next step is the affirmative vote from
the Board to allow the Town to enter into a mutually agreeable land development and P&S.
There are some important votes and dominos involved. Mr. Vitacco said we need a decision
one way or other to get process moving. Town meeting vote is a hurdle, if we do not get
approval, the deal falls apart. We would like it earlier, yet would like ample opportunity to
negotiate with SEG group as well as a comment period. We received three calls, and there is
still confusion on disposition of Wing and how much property Town will dispose of, and how
much to retain. We could run concurrent paths; if agreed to move forward, we start talking
with SEG and start the education process. Down the line, would it be prudent to have a Special.
We need a decision, because Cape Cod Collaborative and the School needs to know where they
are going. SEG is looking to do a large investment in the Town; they want to know where we
stand. Mr. Hoctor said he has dealt with these companies and I hate to say it is a take it or
leave it attitude. As far as looking at their packet, there is not a lot of wiggle room to what is
going to be negotiated in the host agreement. Mr. Vitacco does not see that it is a take it or
leave it situation. Ms. Harper has had experience with this company. We want to make sure
final product is something all can be proud of; we want to make sure development fits in with
community.

Mr. Hoctor said his concern with Wing is as long as we continue to use building, his concern is a
catastrophic loss, since we have renters and School Superintendent’s office, and we have to
house them at our cost. Mr. Dunham commented we need about 35 days to schedule a
Special. Ms. Harper said Stratford is willing to go as rapidly as we can. We have very
responsible developer and good Counsel. From an affordable housing perspective you have
very strong proposal. It will also need CPA funding and a majority vote to accept the proposal.
Mr. Holden asked if this project falls apart, how guaranteed are we to get the $2.25 million
back? Mr. Vitacco responded that the initial $2M is to do site prep. Mr. Vitacco got a sense in
the interview, they would not move forward with DHCD process; they have to go before the
state once a year, and they like to have all that lined up. If they didn’t get it, it wouldn’t be
beneficial to move forward. They will pay for the sewer system, but cannot complete phase
three without sewerage. If the sewer not there, cannot do phase III. We will have to wait for
final payment, if they do not finish phase III.
Mr. Sampson said we need to authorize town personnel to negotiation with them. We should work off the terms, rather than this proposal and would work through that. If great, move forward to Town Meeting. All this is hypothetical until we have a contract.

**Mr. Miller moved to accept recommendation to go forward with the SCG Development/CHOICE development proposal. Mr. Holden seconded. Unanimous.**

Next week is the FY21 budget presentation and tri-Board meeting as well as Tax Classification workshop. Mr. Holden attended the recent School Committee meeting.

**NEW BUSINESS**

*Shellfish Beds* - Vote to open the shellfish beds. Mr. DeConto said more than 300 bushels have been transplanted from the Taunton river and once tested by Marine Fisheries, we would like to open it.

**Mr. George move to authorize the Shellfish Constable to open said areas once the MA Division of Marine Fisheries has received acceptable samples. Said opening shall occur no earlier than December 1, 2019. Sandwich areas shall close when deemed appropriate by the Shellfish Constable but no later than May 31, 2020. Mr. Miller seconded. Unanimous.** Mr. Holden asked if there was loss of shellfish earlier? Mr. DeConto said we will have oyster day but not sure how many bushels. At the Boardwalk forum there was question of signage for not entering marsh area? Mr. DeConto said it would take approval of this Board. There are signs available talking about marsh being fragile. The next phase looking to do is enforcement; if you put up signs it doesn’t have a lot of weight, but with $200 fine, people respect it. Will put on future agenda. Mr. DeConto said the theft was at a tremendous cost to us. Mr. Hoctor asked about expanding the project. It could be part of cleaning up waterways, but would only take care of short term. Mr. DeConto said his fear is that, with sand shift, he would hate to have a big die off. He would like to continue taking sand out of the marsh; it would help shellfish beds.

**Donations** -**Mr. Miller moved accept FY20 1st quarter donations at stated. Mr. Hoctor seconded. Unanimous.**

**Appointment to Council on Aging.** **Mr. Miller move recommendation to appoint Dawn Black to the Council on Aging. Mr. Hoctor seconded. Unanimous.**

**Report on any Approved Vendor and Payroll Warrants** - Mr. Miller reported no discrepancies, abnormalities or items of interest.

**PUBLIC FORUM**

Mary Walker of 10 Nauset Street filed a formal complaint regarding a trailer permit that was issued by the Selectmen to her neighbor and the noise being created from the trailer’s heating system. She states she has been at the same address for 32 years and she wants the permit reviewed; she thinks it is wrong and setting a precedent. Mr. Sampson talked to Mr. Brides, and he expects a temporary occupancy permit will be issued tomorrow. Assuming that is the case, your neighbor can move into house and resolve issue. Mr. Sampson stated a trailer on
property has to get permission from Board of Selectmen at a public meeting. The Board is trying to make everyone happy and we appreciate concerns. If these requests come in again, my first in 3.5 years, there are rules that exist, and Mr. Brides can go out; that is why this is a special request. Ms. Water’s concern is the level of noise in an area zoned residential. Mr. Miller said we never thought about heating and noise.

Mr. Holden mentioned the Police Department Giant lighting on November 30th, 5 p.m. and while there, contribute to Toys to Tots.

**ADJOURNMENT**

9:35 p.m. **Mr. Miller moved to adjourn. Mr. George seconded. Unanimous.**

Respectfully submitted,

[Signature]

Kathleen Coggeshall

Supporting Documents:
1. Industry Ale House request for hours of operation
2. Public Hearing Notice – Off the Grid Food Service, Inc.
3. ABCC Advisory Notice for Guidelines for Extension of Premises to Patio and Outdoor Areas
4. Application for Off The Grid Food Service, Inc. (12 pages)
5. Public Hearing Notice – Fees and Charges continued from 11/7 Selectmen’s Meeting
6. Fee Hearing – Proposed Transfer station Fee Increases (continued 11/21/2019) (6 pages)
7. Email from Michael Solitro re: Sandwich I Net Renewal Letter
8. Letter from Epstein & August, LLP re: License Renewal and I-Net Compliance (5 pages)
9. Town of Sandwich Boardwalk Restoration – GEI Consultants (14 pages)
11. Proposed Timeline for FY21 Budget
12. Town Charter Financial Provisions and Administration
13. Budget Assumptions for Future Budget Planning Projections FY21 beyond
14. Expense Assumptions for Future Budget Planning Projections FY21 beyond
15. Memo from David J. DeConto re: Motion to Re-Open the Town of Sandwich shellfish beds
16. FY20 Consent Agenda
17. Request for Appointment of Dawn Black to COA
PUBLIC HEARING
POLE HEARING

The Sandwich Board of Selectmen will hold a public hearing on Thursday, January 9, 2020 at 7:15 p.m. at Sandwich Town Hall, 130 Main Street, Sandwich, MA 02563 upon the petition of Eversource Energy to:

Install three (3) New Poles on Quaker Meetinghouse Road. These new poles are necessary to accommodate the new Skate Park.

Anyone wishing to be heard will be afforded an opportunity at that time.

David Sampson, Chair
Sandwich Board of Selectmen
November 21, 2019

Chairman
Board of Selectmen
Town of Sandwich
130 Main Street
Sandwich, MA 02563

Dear Sir,

Enclosed you will find one (1) petition covering the installation of three (3) New Poles on Quaker Meetinghouse Road in Sandwich. These New Poles are necessary to accommodate new Skate Park.

Favorable action on the part of the selectmen will be greatly appreciated.

Very truly yours,

Karen Rae

Karen Rae
Right-of-Way-Agent
(508) 732-4239

enc.
PETITION FOR NEW FULLY OWNED POLE LOCATIONS

Sandwich, Massachusetts, NOVEMBER 21, 2019

TO BOARD OF SELECTMEN FOR THE TOWN OF Sandwich, Massachusetts.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) W/O# 2361426

requests permission to locate and relocate poles, wires, cables and fixtures, including the necessary sustaining and protecting fixtures, to be owned and used in common by your petitioners, along and across the following public way or ways:

Quaker Meetinghouse Road Three (3) New Poles – 46/16, 46/17, 46/18

Wherefore it prays that after due notice and hearing as provided by law, they be granted joint or identical locations for and permission to erect and maintain poles, wires, and cables, together with such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked Plan No.-2361426– dated November 14, 2019.

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground cables, conduits, wires, vaults and necessary equipment in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

Your petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire, police, telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

By

Karen Rae, Right-of-Way Agent
Plan to accompany petition of EVERSOURCE ENERGY to install three FO poles #46/16, 46/17 & 46/18 to accommodate new Skate Park (aka Oak Crest Skate Park)

17-196-0
34 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF

APPROX. R.O.W.

APPROX. R.O.W.

APPROX. 422'
TO COTUIT RD

APPROX. R.O.W.

EDGE OF ROAD

EDGE OF ROAD

EDGE OF ROAD

150'

150'

PROPOSED 46/16(ES)

17-139-0
77 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH 2005, LLC
THOMSON TAX & ACCOUNTING

LEGEND

Proposed Hand Hole
Existing Hand Hole
Proposed Pole
Existing Pole
Proposed Multitap
Proposed Manhole

SCALE IN FEET

0 20 40
Plan to accompany petition of EVERSOURCE ENERGY to install three FO poles #46/16, 46/17 & 46/18 to accommodate new Skate Park (OAK Crest Skate Park)

17-139-0
34 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF

17-186-0
77 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH 2005, LLC
THOMSON TAX & ACCOUNTING

LEGEND

Proposed Hand Hole
Existing Hand Hole
Proposed Pole
Existing Pole
Proposed Multitap
Proposed Manhole
WO #2361426
QUAKER MEETINGHOUSE RD
SANDWICH, MA 02563

17-196-0
34 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF
130 MAIN STREET
SANDWICH, MA 02563

17-139-0
77 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH 2005, LLC
THOMSON TAX & ACCOUNTING
1735 MARKET ST - SUITE A-400
PHILADELPHIA, PA 19103
Plan to accompany petition of EVERSOURCE ENERGY to install three FO poles #46/16, 46/17 & 46/18 to accommodate new Skate Park (aka Oak Crest Skate Park)
Plan to accompany petition of EVERSOURCE ENERGY to install three FO poles #46/16, 46/17 & 46/18 to accommodate new Skate Park (aka Oak Crest Skate Park)

17-106-0
34 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF

APPROX. R.O.W.

APPROX. R.O.W.

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APPROX. R.O.W.

APPROX. R.O.W.

LEGEND

Proposed Hand Hole
Existing Hand Hole
Proposed Pole
Existing Pole
Proposed Multitap
Proposed Manhole

QUAKER MEETINGHOUSE RD

PROPOSED
46/18(EE)

PROPOSED
46/17(EE)

WOODED AREA

150'

150'

17-139-0
// QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH 2005, LLC
THOMSON TAX & ACCOUNTING

0
20
40

SCALE IN FEET
WO #2361426
QUAKER MEETINGHOUSE RD
SANDWICH, MA 02563

17-196-0
34 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF
130 MAIN STREET
SANDWICH, MA 02563

17-139-0
77 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH 2005, LLC
THOMSON TAX & ACCOUNTING
1735 MARKET ST - SUITE A-400
PHILADELPHIA, PA 19103
ORDER FOR NEW FULLY OWNED POLE LOCATIONS

In Board of Selectmen of the Town of Sandwich, Massachusetts.

Notice having been given and a public hearing held, as provided by law, IT IS HEREBY ORDERED THAT THE:

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) W/O# 2361426

be and they are hereby granted or identical locations for the permission to erect, relocate and maintain poles and their respective wires and cables be placed thereon, together with such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Companies.

All construction under this order shall be in accordance with the following conditions:

Poles shall be sound timber and reasonably straight, and shall be set substantially at the points indicated upon the marked Plan No. 2361426 dated November 14, 2019 filed with said petition. And by said NSTAR ELECTRIC (d/b/a Eversource Energy) necessary wires, cables and fixtures.

And all said wires and cables shall be placed at a height of not less than 18 feet from the ground at highway crossings, and not less than 16 feet from the ground elsewhere.

The following are public ways or parts of ways along which poles above referred to may be erected, and the number of poles which may be erected under this order:

Quaker Meetinghouse Road Three (3) New Poles – 46/16, 46/17, 46/18

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground cables, conduits, wires, vaults and necessary equipment in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of Sandwich, Massachusetts held on the day of .

__________________________
Clerk of Selectmen
We hereby certify that on ________________ 20 , at _______ o’clock, ____ , at _____________ a public hearing was held on the petition of the:

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

for the permission to erect and relocate the poles, wires, cables, fixtures and connections described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Companies are permitted to erect poles, wires, cables, fixtures and connections under said order. And that thereupon said order was duly adopted.

________________________________________

________________________________________

________________________________________

Selectmen of the town of _____________________________

Massachusetts.

Certificate

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing with notice adopted by the Board of selectmen of the Town of ________________, Massachusetts, on the _________ day of ________________ 20 , and recorded with the records of locations orders of said Town, Book _________, Page _______. This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

________________________________________

Town Clerk
Section 22. A company desiring to construct a line for such transmission upon, along, under or across a public way shall in writing petition the board of aldermen of the city or the selectmen of the town where it is proposed to construct such line for permission to erect or construct upon, along, under or across said way the wires, poles, piers, abutments or conduits necessary therefor. A public hearing shall be held on the petition, and written notice of the time and place of the hearing shall be mailed at least seven days prior thereto by the clerk of the city or by the selectmen of the town to all owners of real estate abutting upon that part of the way upon, along, across or under which the line is to be constructed, as such ownership is determined by the last preceding assessment for taxation. After a public hearing as aforesaid, the board of aldermen or the selectmen may by order grant to the petitioner a location for such line, specifying therein where the poles, piers, abutments or conduits may be placed, and in respect to overhead lines may also specify the kind of poles, piers or abutments which may be used, the number of wires or cables which may be attached thereto, and the height to which the wires or cables may run. After the erection or construction of such line, the board of aldermen or selectmen may, after giving the company or its agents an opportunity to be
heard, or upon petition of the company without notice or hearing, by order permit an increase in the number of wires or cables, and direct an alteration in the location of the poles, piers, abutments or conduits or in the height of the wires or cables. The board of aldermen or selectmen may, on written petition by two or more companies subject to this chapter, and having locations in any of the public ways of such city or town, without notice or hearing, by order transfer any such location from one of such companies to either or any of the other petitioners, or by order authorize any such company to attach its wires and fixtures to existing poles, piers or abutments of either or any of the other petitioners, or to maintain its wires or cables in the conduits of either or any of said other petitioners, or by order grant to said companies joint or identical locations for the maintenance of said existing poles, piers, abutments or conduits, to be used in common by them. The board of aldermen or selectmen may, on written petition by a company subject to this chapter having a location, or by two or more such companies having joint or identical locations, in any of the public ways of a city or town, in any case where a private way has been accepted as a public way, by order, without notice or hearing, grant a location or joint or identical locations to such company or companies for the maintenance of its or their poles, piers, abutments or conduits which were being maintained in such private way at the time of its acceptance as a public way. The board of aldermen or selectmen may, on written petition by two or more companies subject to this chapter, and after notice to abutting land owners and a hearing as hereinbefore provided, by order grant to said companies joint or identical locations for the erection or construction of poles, piers, abutments or conduits, to be owned and used in common by them. No order of the board of aldermen or selectmen shall be required for renewing, repairing or replacing wires, cables, poles, piers, abutments, conduits or fixtures once erected or constructed under the provisions of law, or for making house connections or connections between duly located conduits and distributing poles.

The order granting a location or an alteration or transfer thereof, or authorizing an increase in the number of wires or cables or attachments,
such as are hereinbefore described, shall be recorded by the city or town clerk in books kept exclusively therefor, and where notice has been given as hereinbefore provided the clerk of the city or the chairman or a majority of the selectmen shall certify on said record that the order was adopted after due notice and a public hearing as hereinbefore prescribed, and no such order shall be valid without such certificate. The company or companies in whose favor the order is made shall pay for such record the fees provided by clause (62) of section thirty-four of chapter two hundred and sixty-two.

The board of aldermen or selectmen may under this section authorize the attachment of the wires and fixtures of a street railway or electric railroad company to the poles, piers and abutments of another owner, or the attachment of the wires and fixtures of another owner to the poles, piers and abutments of such company, and may grant joint or identical locations for the erection or construction of poles, piers, or abutments to be owned and used in common by such company and other owners, and locations for the transmission lines and telephone, signal and feed wires of such company in public ways or parts thereof, other than those public ways in which the tracks of such company are laid, and locations for additional poles to support, or alterations of locations for existing poles supporting, trolley or span wires; and all locations granted to a street railway or electric railroad company hereunder shall be subject only to revocation as provided in sections seventy-seven and eighty-two of chapter one hundred and sixty-one; but nothing contained in this section save as hereinbefore expressly set forth shall be held to apply to the poles, wires and other appliances and equipment which a street railway or electric railroad company, by a grant of location, or extension or alteration thereof, under any general or special law now or hereafter in force relating to street railways or electric railroads may be authorized to construct, maintain and operate in a public way; and no terms, restrictions and obligations, other than those imposed upon a grant of location for a street railway or electric railroad, or an extension or alteration thereof, under any general or special law now or hereafter in force relating thereto, shall be imposed upon
locations granted to a street railway or electric railroad company
hereunder, save locations for its transmission lines or telephone, signal or
feed wires in public ways other than those public ways in which the tracks
of such company are laid.
MEMORANDUM

To: David Sampson, Chair
    Board of Selectmen

From: Paul S. Tilton, P.E.
      Director of Public Works/Town Engineer

Date: December 16, 2019

Subject: Utility Pole Hearing
         Petition for Utility Poles 46/12, 46/13 & 46/14 on Quaker Meetinghouse Road

The Department has reviewed the subject petition submitted by Eversource Energy. Comments are as follows:

- It is understood that this petition is for new poles needed to upgrade utilities in the area of Quaker Meetinghouse Road and provide electrical service to the Oak Crest Cove Skate Park and Multiuse Court facility

- It appears there may be tree pruning and potentially one tree removal required to accommodate the proposed utility poles in this area.

- Photographs are attached showing the proposed locations.
PETITION FOR NEW FULLY OWNED POLE LOCATIONS

Sandwich, Massachusetts, NOVEMBER 21, 2019

TO BOARD OF SELECTMEN FOR THE TOWN OF Sandwich, Massachusetts.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)  W/O# 2361426

requests permission to locate and relocate poles, wires, cables and fixtures, including the necessary sustaining and protecting fixtures, to be owned and used in common by your petitioners, along and across the following public way or ways:

Quaker Meetinghouse Road  Three (3) New Poles – 48/12, 48/13, 48/14

Wherefore it prays that after due notice and hearing as provided by law, they be granted joint or identical locations for and permission to erect and maintain poles, wires, and cables, together with such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked Plan No.-2361426—dated November 14, 2019.

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground cables, conduits, wires, vaults and necessary equipment in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

Your petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire, police, telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

By __________________________________________

Karen Rae, Right-of-Way Agent
ORDER FOR NEW FULLY OWNED POLE LOCATIONS

In Board of Selectmen of the Town of Sandwich, Massachusetts.

Notice having been given and a public hearing held, as provided by law,
IT IS HEREBY ORDERED THAT THE:

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy) W/O# 2361426

be and they are hereby granted or identical locations for the permission to erect, relocate and maintain poles and their respective wires and cables be placed thereon, together with such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Companies.

All construction under this order shall be in accordance with the following conditions:

Poles shall be sound timber and reasonably straight, and shall be set substantially at the points indicated upon the marked Plan No. 2361426 dated November 14, 2019 filed with said petition. And by said NSTAR ELECTRIC (d/b/a Eversource Energy) necessary wires, cables and fixtures.

And all said wires and cables shall be placed at a height of not less than 18 feet from the ground at highway crossings, and not less than 16 feet from the ground elsewhere.

The following are public ways or parts of ways along which poles above referred to may be erected, and the number of poles which may be erected under this order:

Quaker Meetinghouse Road Three (3) New Poles – 46/12, 46/13, 46/14

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground cables, conduits, wires, vaults and necessary equipment in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of Sandwich, Massachusetts held on the _______ day of ________.

__________________________
Clerk of Selectmen
We hereby certify that on _____________ 20, at ______ o'clock, ___, at
___________ a public hearing was held on the petition of the:

NSTAR ELECTRIC COMPANY (d/b/a Eversource Energy)

for the permission to erect and relocate the poles, wires, cables, fixtures and connections
described in the order herewith recorded, and that we mailed at least seven days before said
hearing a written notice of the time and place of said hearing to each of the owners of real estate
(as determined by the last preceding assessment for taxation) along the ways or parts of ways
upon which the Companies are permitted to erect poles, wires, cables, fixtures and connections
under said order. And that thereupon said order was duly adopted.

__________________________

__________________________

__________________________

Selectmen of the town of Massachusetts.

Certificate

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing
with notice adopted by the Board of selectmen of the Town of _______________, Massachusetts,
on the _______ day of _______________ 20, and recorded with the records of locations
orders of said Town, Book ______, Page ______. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

__________________________

Town Clerk
November 21, 2019

Chairman
Board of Selectmen
Town of Sandwich
130 Main Street
Sandwich, MA 02563

Dear Sir,

Enclosed you will find one (1) petition covering the installation of three (3) New Poles on Quaker Meetinghouse Road in Sandwich. These New Poles are necessary to accommodate new Skate Park.

Favorable action on the part of the selectmen will be greatly appreciated.

Very truly yours,

Karen Rae

Karen Rae
Right-of-Way-Agent
(508) 732-4239

enc.
Plan to accompany petition of EVERSOURCE ENERGY to install three FO poles #46/12, 45/13 & 45/14 to accommodate new Skate Park (aka Oak Crest Skate Park)

17-134-0
71 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF

17-138-0
77 QUAKER MEETINGHOUSE ROAD
N/F
SANDWICH TOWN OF

QUAKER MEETINGHOUSE RD
APPROX. 422'
TO COTUIT RD

EDGE OF ROAD

APPROX. R.O.W.

EDGE OF ROAD

APPROX. R.O.W.

LEGEND
- Proposed Hand Hole
- Existing Hand Hole
- Proposed Pole
- Existing Pole
- Proposed MultiTap
- Proposed Manhole

SCALE IN FEET

0 20 40
Plan to accompany petition of Eversource Energy
to install three FO poles #46/12, 46/13 & 46/14
to accommodate new Skate Park
(aka Oak Crest Skate Park)

17-136-0
7th Quaker Meetinghouse Road
N/F
Sandwich Town Of

Quaker Meetinghouse Rd

APPROX. 722
To Cotuit Rd

LEGEND
- Proposed Hand Hole
- Existing Hand Hole
- Proposed Pole
- Existing Pole
- Proposed Multitap
- Proposed Manhole

17-196-0
3rd Quaker Meetinghouse Road
N/F
Sandwich Town Of

0 20 40
Scale in Feet

Plan 9 998926
Work 5
Work Order 2 090512
Beneficiary 3134

Date 9/19
Drafted by DC
Drawing Proposed

Prepared by: Michael Loehr
Architect: RSVP Architecture Studio

Scale: 1" = 30'
Date: September 19, 2019
Plan Of Quaker Meetinghouse Rd

1 of 1
Tree may require removal due to span of wires
November 27, 2019

From: Jim Coogan  
187 Main Street  
Sandwich, Massachusetts 02563  

To: The Sandwich Board of Selectmen

Subj: Improvements to the Joseph Wilson grave site.

As a result of an article I wrote about Joe Wilson in the Sandwich Broadsider weekly newspaper, several people got in touch with me about doing some improvements to the grave of this black Union soldier whose grave is located on the north side of Quaker Meetinghouse road on town-owned land (opposite Oak Crest Cove entrance.)

About ten years ago the site was improved by a local Boy Scout as part of his Eagle Scout project. Presently there is a two-sided white sign marking the trail into the grave. There is a grave stone marking Wilson’s resting place which is surrounded by a post and rail fence.

What I would propose to do is to put an historical marker on a post at the entrance to the trail telling a bit about Joe Wilson and how he came to live in Sandwich after the Civil War. I would attach a brochure in a weather-proof box, with more details of Wilson’s service and life in Sandwich. I’d like to have the gravestone professionally cleaned as well. I would not replace the white sign done for the Eagle Scout project, but would like to repaint it and replace the letters with new ones.

I have a source of funding for this project which I’m estimating to be about $600.00.

As town officials with responsibility for cemeteries I’m looking for your approval to go ahead with this proposal. I would be happy to come before the board at any time convenient to give additional details of what the project is all about. Ideally, the project could be completed by February of 2020 in time for Black History Month.

Sincerely,

Jim Coogan
I would like to get the following tax relief idea on the agenda of the selectmen's meeting. Thanks, David Darling

PROPERTY TAX RELIEF FOR SANDWICH SENIORS/HOME OWNERS
November 13, 2019 by David Darling
Here is an idea I would like discussed:
To see if the Town will vote to offer tax relief to home owners who officially call Sandwich their place of residence. This relief is offered to all home owners 65 and older who have lived in Sandwich for at least five years. The relief would be based on the following formula: 20 percent of the Town property tax on the mean valued home as of the most recent analysis of property values or $1,000, whichever is greater.

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit http://www.symanteccloud.com
STANDARD INFORMATION PROVIDED TO ALL SANDWICH TAXPayers:

As a resident of the Town of Sandwich, you may qualify for a tax exemption. An exemption releases an individual from the requirement to pay all or a fraction of his/her property tax obligations. Exemptions may be available to those individuals that meet the various requirements in the following categories:

Elderly (Clause 41C) - If you are Married, over 65, have assets below $55,000 (excluding the value of your domicile), and your total income is less than $30,000 (plus $6,671 if you receive income from social security) or if you are Single, over 65, and have assets less than $40,000 (excluding the value of your domicile) and income less than $20,000 (plus $4,447 if you receive income from social security), you may qualify for an elderly exemption. The amount of this exemption can be up to $500.00 from your Town property tax, plus up to $500.00 on your water district tax, if applicable. You should contact the Assessor's Office or Senior Center for more information.

Blind (Clause 37) - If you are declared legally blind with the MA Commission for the Blind as of July 1st, you may qualify for a blind exemption.

Disabled Veteran/Surviving Spouse (Clauses 22 or 17D (various)) - If you are a disabled veteran with at least a 10 percent disablement or a surviving spouse of a disabled veteran, you may qualify for a veteran's exemption. You may also qualify based upon the awarding of certain Military awards (Purple Heart, Medal of Honor, Distinguished Service Cross, Air Force Cross, Navy Cross). You may wish to contact the Assessor's Office if you feel you qualify for this exemption.
TAXPAYER’S GUIDE TO LOCAL PROPERTY TAX EXEMPTIONS

SENIORS
Clauses 41, 41B, 41C, 41C½

The Department of Revenue (DOR) has created this fact sheet to provide general information about local property tax exemptions for seniors. It is not designed to address all questions or issues and does not change any provision of the Massachusetts General Laws. To find out about the specific eligibility and application requirements in your city or town, you must contact your local board of assessors. The DOR cannot determine your eligibility or give you legal advice. Property taxes are assessed and collected by cities and towns, not by the DOR. Under state law, only your board of assessors, as the local tax administrator, can decide whether you qualify for an exemption. If you disagree with its decision, you may appeal to the state Appellate Tax Board (or county commissioners if your county’s government has not been abolished).

INTRODUCTION

Cities and towns may give property tax exemptions to some individuals as defined by state law. An exemption discharges a taxpayer from the legal obligation to pay all or a part of the tax assessed for the fiscal year. Exemptions are found in various clauses of Massachusetts General Laws Chapter 59, Section 5 (M.G.L. c. 59, § 5).

Clauses 41, 41B, 41C or 41C½ provide exemptions to seniors who meet specific ownership, residency, income and asset requirements. Seniors 70 or older may, alternatively, qualify for exemption under Clauses 17, 17C, 17C½ or 17D, which provide a reduced benefit, but have less strict eligibility requirements. Clause 41 is the basic exemption for seniors. Over the years, as income and asset values rose, the Legislature enacted alternative exemptions (Clauses 41B, 41C and 41C½), and options within those exemptions, that cities and towns may adopt.

Clause 41 applies unless the legislative body of your city or town has voted, subject to local charter, to accept another clause. The most recently accepted clause establishes eligibility rules in your city or town.

| EXEMPTION AMOUNT | Clauses 41, 41B, 41C | $500
|                  | Clause 41C½          | 5% of the average assessed valuation of residential property in your city or town.

The Clause 41C exemption may be increased up to $1,000, by vote of the legislative body of your city or town.

The Clause 41C½ exemption may be increased up to 20% of the average assessed valuation of residential property in your city or town, by vote of the legislative body of your city or town.

For more information, please contact your local assessors.
| APPLICATIONS | You must file an application for each fiscal year with the assessors in the city or town where your property is located. The application is due on April 1, or three months after the actual tax bills are mailed, whichever is later. **Filing on time is required. By law, the assessors may not waive this filing deadline, nor act on a late application, for any reason.** Filing an application does not entitle you to delay your tax payment. |
| DOCUMENTATION | You must provide the assessors with whatever information is reasonably required to establish your eligibility. This information may include, but is not limited to:  
1. Birth certificates.  
2. Evidence of ownership, domicile and occupancy.  
3. Income tax returns, bank and other asset account statements. |
| NUMBER OF EXEMPTIONS | With limited exceptions, you may only receive one exemption under M.G.L. c. 59, § 5 for each fiscal year. If you qualify for more than one, you will receive the one that provides the greatest benefit. You may receive an exemption and if qualified, defer all or a part of the balance of the reduced tax. |
| ELIGIBILITY REQUIREMENTS | You must satisfy tests relating to age, domicile, ownership, occupancy, annual income and assets. **You must meet all eligibility requirements as of July 1 of the tax year.** *(The fiscal year of cities and towns begins July 1 and ends the following June 30.)* **If you do not meet all requirements as of July 1, you cannot receive all or any portion of the exemption for that tax year.**  
If you own the property with someone who is not your spouse, for example, your children, siblings or other relatives, then each of the other co-owners must also satisfy the annual income and asset tests. |
| AGE | You must be 70 or older.  
For Clauses 41C and 41C½, the eligible age may be reduced to 65 or older, by vote of the legislative body of your city or town. |

For more information, please contact your local assessors.
| OWNERSHIP AND DOMICILE | You must own and occupy the property as your domicile. Your domicile is where your principal and legal home is located, your family, social, civic and economic life is centered and you plan to return whenever you are away. You may have more than one residence, but only one domicile.

For Clauses 41B, 41C and 41C½, you must also have had a domicile in Massachusetts for 10 consecutive years before the tax year begins, and have owned and occupied the property, or any other property in Massachusetts, for any 5 years. The 10 year continuous domicile requirement for Clause 41C½ may be reduced to 5 years, by vote of the legislative body of your city or town.

1. Under Clauses 41, 41B and 41C, your ownership interest must be worth at least $4,000. You may own this interest solely, as a joint owner or as a tenant in common. If you own the property with someone who is not your spouse, your exemption will be equal to the same percentage of the exemption as your ownership interest in the property, for example, 50% if you are a joint owner with one other person.

2. If you hold a life estate in the domicile, you are the owner.

3. If your domicile is held in a trust, you are the owner only if:
   a. You are a trustee or co-trustee of that trust, and
   b. You have a sufficient beneficial interest in the domicile.

| INCOME LIMITS | Your income (gross receipts) for the previous calendar year cannot exceed a specified limit. Each clause has a different limit.

**Gross receipts means income from all sources and is broader than taxable income for federal or state income tax purposes.** Ordinary business expenses and losses are deducted but not personal or family expenses. If you received income from social security or certain public pensions systems in the prior calendar year, the assessors will deduct a “minimum social security” allowance, which is set by the DOR each year.

If you are single, your allowable gross receipts can range from $6,000 (Clause 41) to the limit for the “circuit breaker” state income tax credit for single non-head of household filers (Clause 41C½). If you are married, the limit is based on the combined gross receipts of you and your spouse and ranges from $7,000 (Clause 41) to the limit for the “circuit breaker” state income tax credit for single non-head of household filers (Clause 41C½).

For Clauses 41, 41B and 41C, the gross receipts limit may increase annually by the percentage increase in the Consumer Price Index (CPI) determined by the DOR each year. For Clause 41C½, the gross receipts limit may be applied to the combined income of you and your spouse or other household members. These adjustments apply only if the legislative body of your city or town has voted, subject to local charter, to accept the local option.

For more information, please contact your local assessors.
**ASSET LIMITS**

Your assets (whole estate) on July 1 cannot exceed a specified limit. Each clause has a different limit.

Whole estate means all assets to which you have legal title and access as sole, joint owner or trustee that contribute to your total worth. The value of the applicant's cemetery plots, registered motor vehicles, wearing apparel and household furniture and effects located in the domicile is not included in the calculation of the applicant's whole estate. In addition, the value of the domicile is generally not included, but depending on the clause, portions generating income or over a certain number of units may be included.

If you are single, your allowable whole estate can range from $17,000 (Clause 41) to $40,000 (Clause 41C). If you are married, the limit is based on the combined whole estates of you and your spouse and ranges from $20,000 (Clause 41) to $55,000 (Clause 41C). There is no asset limit under Clause 41C½.

For Clauses 41, 41B and 41C, the whole estate limit may increase annually by the percentage increase in the CPI determined by the DOR each year. This increase applies only if the legislative body of your city or town has voted, subject to local charter, to accept this local option.

**EXEMPTION CREDIT**

If the assessors decide you are eligible and grant an exemption, the amount granted is credited toward and reduces the tax outstanding on your domicile for the fiscal year. You will not receive a refund unless you have already paid the entire year's tax, as reduced by the exemption, at the time the exemption is granted.

**SALE OF DOMICILE**

If you are selling your domicile, you should make your attorney aware that you receive a property tax exemption that reduces the tax owed for the fiscal year. The sale is a private financial transaction and as a party, you are responsible for seeing that the exemption is properly credited at the closing, through escrow or other arrangements, when the parties make adjustments for local property taxes or charges. Your city or town is not responsible for seeing that you and the buyer allocate the property taxes so you get the benefit of the exemption.

For more information, please contact your local assessors.
APPEALS

Appellate Tax Board
The Appellate Tax Board (ATB) is an independent, quasi-judicial state board that hears taxpayer appeals from local assessors' decisions on property tax abatements and exemptions. If county government has not been abolished, appeals may be made to the county commissioners instead, but assessors may and usually do transfer those appeals to the ATB. ATB decisions may be appealed to the Appeals Court and, ultimately, to the Supreme Judicial Court.

You can obtain the ATB’s guide to the property tax appeal process from its website (www.mass.gov/atb) or by calling 617-727-3100.

Appeal of Action of Assessors
You have three months from the date of the assessors’ decision on your exemption application to appeal to the ATB. This includes decisions to deny any exemption or to grant an exemption that provides a lesser benefit. If the application was deemed denied, your appeal must be filed within three months of the deemed denied date. As a general rule, if the real estate tax on your domicile is over $5,000, you must also have paid all preliminary and actual tax installments on time for the ATB to hear your appeal.

The assessors may grant the exemption or higher exemption in final settlement of your application during the three month period for filing an appeal. In that case, you do not have to have filed an appeal with the ATB. However, if a settlement is not reached and an exemption not granted during that period, you must have filed your appeal by the deadline. If not, the ATB cannot hear the appeal.

ASSESSMENT AND EXEMPTION CALENDAR

<table>
<thead>
<tr>
<th>January 1</th>
<th>Property Tax Assessment Date for Next Fiscal Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>July 1</td>
<td>Fiscal Year Begins</td>
</tr>
<tr>
<td></td>
<td>Real Estate Exemption Eligibility Date for Fiscal Year</td>
</tr>
<tr>
<td>October - December</td>
<td>Actual Tax Bills Mailed for Fiscal Year</td>
</tr>
<tr>
<td>November 1 (Semi-annual Payment Communities)</td>
<td>1st Actual Tax Installment Payment Due ¹</td>
</tr>
<tr>
<td>February 1 (Quarterly Payment Communities)</td>
<td></td>
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</tbody>
</table>

¹ Contact your assessors. The due date depends on the payment system used in your community and the date actual tax bills were mailed for fiscal year.

For more information, please contact your local assessors.
<table>
<thead>
<tr>
<th>April 1, or 3 Calendar Months from Mailing of Actual Tax Bill if later</th>
<th>Personal Exemption Applications to Assessors Due $^2$</th>
</tr>
</thead>
</table>
| 3 Calendar Months from Filing of Application (or Date of Written Extension Given by Taxpayer) | Assessors Grant or Deny Exemption  
Application Deemed Denied if Assessors Have Not Acted |
| 3 Calendar Months from Assessors' Action on Application, or Deemed Denial of Application | Appeal to ATB Due |

$^2$ Some assessors may accept applications before actual tax bills are mailed. If not, or your application is not approved, you must apply by this deadline to claim the exemption.
To: Dunham, George
Subject: FW: Question for Selectmen Meeting

From: Childs, Ed
Sent: Tuesday, January 7, 2020 10:05 AM
To: Dunham, George
Cc: Harper, Heather; Jennings, William
Subject: RE: Question for Selectmen Meeting

As a follow up, below is the language for the MOST progressive (locally voted) senior exemption in the state. Even this has, in parts more controls than Mr. Darlings’ idea. – This information has not been shared with him.

SUDBURY
Important: Filing deadline is September 10, 2019.

Some of Sudbury’s moderate and low income senior property owners may qualify for a measure of property tax relief under the provisions of the Sudbury Senior Means Tested Exemption Program. The following eligibility criteria must be satisfied in order to be considered for exemption.

Qualifying Age- Minimum 65 as of December 31, 2018.

Ownership and Residency in Sudbury- At least 10 consecutive years.

FY 2019 Assessed Valuation of the Sudbury home- Not greater than $820,000.

Income- according to Massachusetts State Income Tax Credit Schedule CB for Calendar Year 2018: *Line 9 Schedule CB Income*
Taxpayers Filing a Joint Return: $88,000.
Taxpayer Filing a Single Return: $58,000.
Filing as Head of Household: $73,000.

In addition to the above an applicant must not own “important: Filing deadline is September 10, 2019.
Some of Sudbury’s moderate and low income senior property owners may qualify for a measure of property tax relief under the provisions of the Sudbury Senior Means Tested Exemption Program. The following eligibility criteria must be satisfied in order to be considered for exemption.
Qualifying Age- Minimum 65 as of December 31, 2018.
Ownership and Residency in Sudbury- At least 10 consecutive years.
FY 2019 Assessed Valuation of the Sudbury home- Not greater than $820,000.
Income- according to Massachusetts State Income Tax Credit Schedule CB for Calendar Year 2018: *Line 9 Schedule CB Income*
Taxpayers Filing a Joint Return: $88,000.
Taxpayer Filing a Single Return: $58,000.
Filing as Head of Household: $73,000.
In addition to the above an applicant must not own “excessive assets” that place him/her outside the intended eligibility pool of applicants.
For further information and application material please open the attachments following this news article or contact the Assessors Office by phone: 978-639-3395 or email: gerryc@sudbury.ma.us that place him/her outside the intended eligibility pool of applicants.
From: Childs, Ed  
Sent: Tuesday, January 7, 2020 8:16 AM  
To: Dunham, George  
Cc: Harper, Heather; Jennings, William  
Subject: RE: Question for Selectmen Meeting  
Importance: High

Bud –

For full disclosure – I did speak to Mr. Darling as to this idea, and we were going to meet on January 17 for more clarification. I informed him that as written, his idea did not conform to any existing elderly exemption, in that all existing elderly exemptions, there is an asset and income test and threshold for each. There are local option possibilities to expand the amount of exemption, and adjust the income limitations, but under present law, they simply can’t be removed.

My meeting on the 17th was planned to show Mr. Darling these limitations.

Having said all that, my review has been limited to local option possibility under EXISTING elderly exemption law. I know a couple of communities (Sudbury for one) have passed, as local by law, more extensive senior relief. While understanding the tax stress on seniors, moving to a level such as what Sudbury did, would devastate our overlay, as I conservatively predict the cost under the parameters of Mr. Darlings’ idea may exceed $500,000, and could be much more. Further, if it were possible for this as a local by-law, any exemption under that methodology would not be reimbursable from the state.

As a counter, if we were to look at using the local option possibilities under existing elderly exemption laws, we could likely assist more seniors as a more reasonable cost. I can provide some more refined estimates if desired, but for example, if we increased the exemption to 1000 from 500 and did what is allowed to raise to income limits, it would likely cost 60,000-90,000 more. Still a hit and we would need to adjust the overlay accordingly, but the program would be considerably more manageable.

Let me know if I can be of further assistance.

Ed
From: Dunham, George  
Sent: Monday, January 6, 2020 4:49 PM  
To: John Giorgio  
Cc: Harper, Heather; Childs, Ed; Jennings, William  
Subject: Question for Selectmen Meeting

Hi John,

This Thursday night, Sandwich resident David Darling is coming to the Selectmen meeting to talk about a proposal he has for tax relief on individuals who have lived in Sandwich for at least 5 years and who are 65 years and older in age. He proposes that if these two parameters are met, these individuals would receive a 20% reduction in their taxes or a $1,000 deduction, whichever is greater.

This proposal is outlined below. Am I correct that such a proposal is not consistent with municipal tax laws in Massachusetts and cannot be implemented? Any clarification you could provide before Thursday night’s Selectmen meeting would be appreciated.

Thanks!

- Bud

From: DAVID DARLING [mailto:darling215@comcast.net]  
Sent: Tuesday, November 19, 2019 4:29 PM  
To: George Dunham  
Subject: Hello Bud

I would like to get the following tax relief idea on the agenda of the selectmen’s meeting. Thanks, David Darling

PROPERTY TAX RELIEF FOR SANDWICH SENIORS/HOME OWNERS
November 13, 2019 by David Darling
Here is an idea I would like discussed:
To see if the Town will vote to offer tax relief to home owners who officially call Sandwich their place of residence. This relief is offered to all home owners 65 and older who have lived in Sandwich for at least five years. The relief would be based on the following formula: 20 percent of the Town property tax on the mean valued home as of the most recent analysis of property values or $1,000, whichever is greater.
PROPOSED TIMELINE FOR FY’21 BUDGET

Nov. – Dec. 2019  Town Manager Discusses General Budget Process with Board of Selectmen & Finance Committee

When Certified  Town Manager & Superintendent of Schools Meet to Discuss Free Cash Certification, Current Enrollment Figures, Estimates for Upcoming Budget

December 2019  Selectmen Issue FY’21 Budget Parameters, Timeframes, Etc. to School Committee & Town Manager (Likely Meeting Date = December 5, 2019)

February 1, 2020  Town Manager Submits Proposed General Government Budget to Selectmen & Finance Committee

February 1, 2020  School Committee Submits Proposed School Department Budget to Selectmen & Finance Committee

February 2020  Town Manager Finalizes Capital Budget Recommendation to Capital Improvement Planning Committee

February 6 or 13, 2020  Selectmen Hold Public Hearing on FY’21 Budget

February 27, 2020  Selectmen Submit FY’21 Budget Recommendation to Finance Committee

March 2020  Capital Improvement Planning Committee Submits Capital Budget to Selectmen & Finance Committee

March 31, 2020  Finance Committee Votes on Final Budget Recommendation to Selectmen  (Note: Warrant needs to be finalized by April 9, 2020)

April 9 or 23, 2020  Selectmen Hold Public Hearing on FY’21 Budget

May 4, 2020  Annual Town Meeting & Vote on FY’21 Budget
FY’21 BUDGET

PROJECTED GENERAL FUND REVENUES AND EXPENSES - FY’21

REVENUES

FY’21 Tax Levy:
FY’20 Levy Limit 66,110,759
2.5% Increase 1,652,769
Est. New Growth 500,000
Excess Levy Reserve Est. -3,550,000
Overrides / Exclusions 0
County Assess. Outside 2.5: CCC 190,835
Debt Outside 2.5 (- Non-Levy & MSBA) 2,111,100 67,015,463

Other Revenue:
Mass. School Building Authority Funds 1,279,534
State Aid: Discretionary (-5.00%) 2,281,194
State Ch. 70 Aid: School (0.00%) 7,151,788
Est. Local Receipts 5,000,000
Surplus Revenue / Free Cash 2,201,602
Overlay Release 50,000
Transfer from Stabilization Fund 0
Transfer 75% of CCMHG Fund Balance 0 17,964,118

Total Estimated Revenues 84,979,581

EXPENSES

ReCap Sheet Items:
State Assess: Tuition Assess (10.00%) 4,895,534
State Assess: All Other (3.00%) 633,854
Abatements / Overlay 500,000
FY’20 Snow & Ice Deficit 150,000 6,179,388

Town Meeting Items:
Group Health Insurance (0.00%) 11,800,000
County Retirement Assess. (-5.69%) 3,769,883
Property & Liability Insurance (7.50%) 1,290,000
Medicare (4.00%) 676,000
Unemployment Account 100,000
OPEB Trust Fund (75% of CCMHG $) 0
Debt: Long Term - General Fund 3,834,470
Borrowing Expenses 100,000
Reserve Fund 500,000
Capital Budget - Net 1,000,000
Transfer to Stabilization Fund 100,000 23,170,353

Operating Budgets:
School Budget: Local (3.00%) 27,790,560
Ch. 70 (0.00%) 7,151,788 34,942,348

UCCRVTS Budget (7.50%) 2,323,806

General Gov’t. Budget (3.00%) 18,331,109

Total Estimated Expenses 84,947,004

ESTIMATED FY’21 BUDGET BALANCE 32,577

Stabilization Fund & OPEB Trust Fund Balances:

<table>
<thead>
<tr>
<th></th>
<th>Stab. Fund</th>
<th>OPEB Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Actual Balance on 7/1/19:</td>
<td>1,829,888</td>
<td>921,925</td>
</tr>
<tr>
<td>Proposed Transfer From/To Fund:</td>
<td>100,000</td>
<td>0</td>
</tr>
<tr>
<td>Projected Post ATM Balance:</td>
<td>1,929,888</td>
<td>921,925</td>
</tr>
</tbody>
</table>
The following preliminary "Order-of-Magnitude" cost estimate is based upon the current conceptual "Test Fit" space diagrams only and built upon an approximate "cost per square foot" and/or unit costs for construction of this type. We would recommend that the budget be updated periodically as the eventual design & construction documents are further developed.

<table>
<thead>
<tr>
<th>Vertical Construction &amp; Renovation Costs (Hard Costs)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Conceptual Renovations Costs - <strong>MAIN LEVEL</strong> ±7,350 sf x $82/sf</td>
<td>$602,700</td>
</tr>
<tr>
<td>Conceptual Renovations Costs - <strong>LOWER LEVEL</strong> ±6,000 sf x $82/sf</td>
<td>$492,000</td>
</tr>
<tr>
<td><strong>Sub-Total for Vertical Construction</strong></td>
<td><strong>$1,094,700</strong></td>
</tr>
</tbody>
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<table>
<thead>
<tr>
<th>Site Construction/ Improvement Costs (Hard Costs)</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Expanded &amp; Modified Parking (Option of cost from Engineering Department)</td>
<td>$72,500</td>
</tr>
<tr>
<td>Septic Relocation Cost (Option of cost from Health Director)</td>
<td>$35,000</td>
</tr>
<tr>
<td>Demo of Existing Drive up Canopy</td>
<td>$10,000</td>
</tr>
<tr>
<td>New Lower Level Courtyard - Excavation</td>
<td>$20,000</td>
</tr>
<tr>
<td>New Lower Level Courtyard - Modular Block Retaining Walls</td>
<td>$100,000</td>
</tr>
<tr>
<td>New Lower Level Courtyard - Railings (Fall protection and accessibility)</td>
<td>$60,000</td>
</tr>
<tr>
<td>New Lower Level Courtyard - Landscaping</td>
<td>$20,000</td>
</tr>
<tr>
<td><strong>Sub-Total for Site Improvements</strong></td>
<td><strong>$317,500</strong></td>
</tr>
<tr>
<td><strong>Sub-Total for Site &amp; Building Improvements</strong></td>
<td><strong>$1,412,200</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>15% Construction Contingency (Building &amp; Site Costs)</th>
<th></th>
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</thead>
<tbody>
<tr>
<td><strong>Sub-Total w/ Contingency</strong></td>
<td><strong>$211,830</strong></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Miscellaneous Project Expenses (Soft Costs)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Furnishings - Furniture - Equipment (FFE) (by Owner's Vendor) Building Const. Cost x 5%</td>
<td>$54,735</td>
</tr>
<tr>
<td>Architectural &amp; Engineering Fees (Building Construction Cost x 9%)</td>
<td>$98,523</td>
</tr>
<tr>
<td>Civil Engineering Fee</td>
<td>Allowance $20,000</td>
</tr>
<tr>
<td>Engineered Site Survey</td>
<td>Allowance $4,000</td>
</tr>
<tr>
<td>Independent Cost Estimator (Optional)</td>
<td>Allowance $5,000</td>
</tr>
<tr>
<td>Hazardous Materials Testing &amp; Report (Lead Based Paint, Asbestos)</td>
<td>Allowance $5,000</td>
</tr>
<tr>
<td>Soil Borings/ Geotechnical Report</td>
<td>Allowance $4,000</td>
</tr>
<tr>
<td>Exterior Signage (by Owner's Vendor)</td>
<td>Allowance N/A</td>
</tr>
<tr>
<td>Telephone/Computer Wiring &amp; Hardware (by Owner's Vendor)</td>
<td>Allowance N/A</td>
</tr>
<tr>
<td>Materials Testing During Construction</td>
<td>Allowance $3,000</td>
</tr>
<tr>
<td>Permit Fees (Assumed Town would wave fees)</td>
<td>Allowance $0</td>
</tr>
<tr>
<td>Estimated Reimbursable Expenses (i.e. shipping, postage, misc. printing)</td>
<td>Allowance $2,500</td>
</tr>
<tr>
<td>Clerk of the Works - Assumed part-time @ 24 hrs/week</td>
<td>Allowance NIC</td>
</tr>
<tr>
<td><strong>Sub-Total</strong></td>
<td><strong>$196,758</strong></td>
</tr>
<tr>
<td>5% Misc. Soft Cost Contingency</td>
<td></td>
</tr>
<tr>
<td><strong>Sub-Total w/ Contingency</strong></td>
<td><strong>$214,466</strong></td>
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<table>
<thead>
<tr>
<th>Total Estimated Project Cost</th>
<th></th>
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<tbody>
<tr>
<td></td>
<td><strong>$1,838,496</strong></td>
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</tbody>
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**Notes:**

(1) Possible project expenses not included in the estimate are:
* Legal Consultation & Representation
* Concealed Hazardous Materials Testing or Removal
Alcoholic Beverages Control Commission  
c/o Licensing Department  
95 Fourth Street, Suite 3  
Chelsea, MA 02150  

To Whom It May Concern:

Acting under authority contained in M.G.L. Ch. 138, s17, as amended, our Board at a meeting held on January 9, 2020, estimated that the temporary increased resident population of Sandwich, as of July 10, 2020 will be 35,000.

This estimate was made and voted upon by us at a meeting called for the purpose, after due notice to each of the members of the time, place and purpose of said meeting, and after investigation and ascertainment by us of all the facts and after cooperative discussion and deliberation. The estimate is true to the best of our knowledge and belief.

The above statements are made under the pains and penalties of perjury.

Very truly yours,  
Local Licensing Authorities

This certificate must be signed by a majority of the members of the local licensing authority.
December 18, 2019

David J. Sampson  
Chairman, Board of Selectmen  
130 Main Street  
Sandwich, MA 02563

Reference: Local Comprehensive Plan Steering Committee

Dear Mr. Sampson:

The Planning Board is respectfully requesting the formation of a Local Comprehensive Plan Steering Committee.

According to Massachusetts General Law 81D, “A planning board established in any city or town under section eighty-one A shall make a master plan of such city or town or such part or parts thereof as said board may deem advisable and from time to time may extend or perfect such plan.”

The current Sandwich Local Comprehensive Plan was certified in 2009. In 2018, the Cape Cod Commission completed their Regional Policy Plan. The Cape Cod Commission encourages local communities to review their comprehensive plans in an effort to coordinate goals to align with the overarching objectives of the region while addressing local issues.

The Planning Board is seeking to update the Local Comprehensive Plan, the initial step being the creation of a Steering Committee.

The Planning Board suggests the Committee be comprised of nine members. Of the nine members, the Board is proposing that two members be from the Planning Board, one member from the Sandwich Housing Authority, one member from the Conservation Commission and one member from the Historical Commission. These members will be selected by their respective board or committee.
The remaining four members will be from the community at large. The Planning Board will be accepting inquiries and reviewing letters of interest. Candidates who exhibit general local knowledge and can contribute expertise to the placetypes identified within the Regional Policy Plan will be sought.

All members selected will be asked to confirm their commitment to the process. Updating the Local Comprehensive Plan will take approximately 18 – 24 months with the Committee’s meeting schedule determined by the Committee.

The Planning Board will forward a slate of candidates to the Board of Selectmen for appointment to the Committee.

Thank you for your consideration.

Sincerely,

Robert E. King
Chairman, Sandwich Planning Board