



## Town Council Meeting October 17, 2013

**A** quorum being duly present, Council President Debra Dagwan called the October 17, 2013, Town Council meeting to order at 7:00 p.m. in the Hearing Room of Town Hall, 367 Main St., Hyannis, MA.

**PRESENT:** Janice Barton, Ann Canedy, Frederick Chirigotis, Jennifer Cullum, Debra Dagwan, June Daley, Jessica Rapp Grasseti, Michael Hersey, Janet Joakim, John Norman, Thomas Rugo, James Tinsley, Jr.(7:21 PM) **Absent:** James Cote,

The Pledge of Allegiance was led by President Dagwan followed by a moment of silence to keep the Greg Manning family in our thoughts and prayers.

### **Presentation from Deb Krau Chair of the Hyannis Water Board:**

Deb Krau introduced Steve O'Neil and Hans Keijser from the Water Board. The members of the Water Board asked the Council vote to extend the contract for the next five years. United Water increases each year are based on standard indices.

Increases are due to new major components a one time increase in the base. The Councilors deferred to the Councilors from Hyannis who agreed to support this vote.

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| <b>2014-029</b> | <b>AUTHORIZING THE TOWN MANAGER TO CONTRACT FOR HYANNIS WATER SYSTEM OPERATION AND MAINTENANCE SERVICES INTRO: 10/17/13</b> |
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Upon a motion that was duly made and seconded it was:

**RESOLVED:** That the Town Council authorizes the Town Manager to enter into the second, five year contract agreement with two (2) five (5) year options remaining on this contract agreement for a total potential contract term of twenty (20) years, including any renewals, extensions or options, for the purposes of contracting for operation and maintenance services for the Hyannis Water System. The Town Council shall be the approving authority for each of the five year option periods.

**VOTE:** Passed Unanimous

**Presentation from Maggie Downey Administrator for Cape Light Compact:**

Maggie Downey introduced David Anthony town representative . and walked the Councilors through a slide presentation, explaining the three primary tasks of the Cape Light Compact.

- Power Supply
- Energy Efficiency Plan
- Consumer Advocacy

To get our word out we speak at Senior Centers, promoting the program with many groups to call for an energy audit. Commercial sector is doing well calling on businesses (word of mouth), and a Main Street program. Any business or residential customer is eligible for an audit. (Exhibit A)

Some of the Councilors spoke about the energy audit; the LED lights in the various villages; the cost of the electricity.

An announcement was made by President Dagwan regarding the meeting being televised live and questioning if anyone was actively taping the session to please make their presence known. This session is recorded and broadcast on Channel 18.

**Presentation from Steve Heslinga Trustee of the Cobb Fund:** Steve Heslinga told the Council about the Trust established in 1876 (Exhibit B). The Trust provides grants for the public school students of the Town of Barnstable. Heslinga is trying to keep the funding levels high for the Trust's mission.

Councilor discussion: Asked for Steve's insight; thanked Steve for his effort and continuing this work; appreciate the gift you bestow on the students; rave reviews; well rounded with arts; and now the technology.

**Presentation on Tax classification Director of Assessing - Jeff Rudziak:** Jeff Rudziak walked the Councilors through the slide presentation, explaining how the town comes up with the tax rate. (Exhibit C)

Councilor discussion: Small business exemption where would the tax burden shift; Board of Assessors do they have a recommendation; adopted the exemption since 2006, has the number fluctuated; we have saved taxpayers every year; 20% exemption over the years; not adopted small commercial exemption over the years; 54% applied for and received a residential exemption; threshold amount.

**Presentation Recycling center Director of DPW Dan Santos** (Exhibit D) Dan Santos, Director of Public Works updated the Council on the status of solid waste. Dan highlighted some of the terms that are subject to negotiation, as we move forward.

Councilor discussion: unacceptable waste, (hazardous waste, yard waste);

SEMASS has agreements with bay colony to transport by rail; transportation is biggest problem; match terms for curbside recycling pick up; pay as you throw; recycle one dollar discount; tipping fee separate from transportation fee; wear and tear on our own roads; some smaller towns do their own transportation; Cape does not have centralized recycling; nothing is off the table now; it is up to us; ways to increase our recycling.

**PUBLIC COMMENT:**

Open public comment seeing no one close public comment

**COUNCIL RESPONSE TO PUBLIC COMMENT:**

None

**ACT ON MINUTES (Includes Executive Session):** Accept as written with correction as quoted by Councilor Barton, spelling of the last name of Vecchione, and on page 4, Chapter 224-3 5 lines down in the middle addresses typo.

**VOTE: Passed unanimous**

**COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements:** Fund raiser at the Senior Center, costume optional raising money for the senior center; Councilors should take a tour of the senior center; County Charter Review Committee have had public hearings, 3 options on the table.

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| <p><b>2013-166 AMENDING THE CODE OF BARNSTABLE GENERAL ORDINANCES- INSERTING CHAPTER 224 VACANT OR FORECLOSING PROPERTIES; AMENDMENT TO ITEM# 2013-166; INTRO: 05/16/13, 07/11/13, 10/03/13, 10/17/13</b></p> |
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The rationale was given by Councilor Canedy. After many workshops and some Councilor concerns, we have amended the Chapter as below. Bank owned foreclosed properties and complaint based properties, fills in the gap when a resident has vacated a property, meant to be remedial. Hope you will support it.

Open public hearing seeing no one close public hearing.

Councilor discussion ensued: Freddie Mac or Sallie Mae, if they are the bank, would they be excluded; appreciation for work done; one year review; a grant to help us inventory; struggling homeowner will not be penalized;

Upon a motion that was duly made and seconded it was:

**ORDERED:** That Part I, General Ordinances of the Code of the Town of Barnstable be amended by inserting the following chapter 224.

**“CHAPTER 224**

## **Vacant or Foreclosing Properties**

### **§ 224-1. Purpose.**

Unsecured and unmaintained vacant properties and foreclosing properties present a danger to the safety and welfare of public safety officers, the public, occupants, and abutters; contribute to blight within neighborhoods and commercial areas; and, as such, constitute a public nuisance. This Ordinance is enacted to promote the health, safety and welfare of the public, to protect and preserve the quiet enjoyment of occupants, abutters and neighborhoods, and to minimize hazards to public safety personnel inspecting or entering such properties.

### **§ 224-2. Definitions.**

The following words and phrases, when used in this Ordinance, shall have the following meanings:

#### **FIRE CHIEF**

The Fire Chief of the Fire District in which any property subject to this Ordinance is located, or his or her designee

#### **FORECLOSING**

The process by which a property, placed as security for a real estate loan, is prepared for sale to satisfy the debt if the borrower defaults.

#### **INITIATION OF THE FORECLOSURE PROCESS**

Taking any of the following actions:

- A. Taking possession of a residential property pursuant to MGL c. 244, § 1.
- B. Commencing a foreclosure action on a property in any court of competent jurisdiction, including without limitation filing a complaint in Land Court under the Service Members Civil Relief Act, Public Law 108-189 (50 U.S.C.S. App. § 501-536).
- C. In any instance, where the mortgage authorizes mortgagee entry to make repairs upon mortgagor's failure to do so.

#### **MAINTENANCE**

Keeping property in good sanitary condition and repair, including without limitation the following: securing the property by locking and boarding of buildings, draining or covering swimming pools and fencing the immediate areas surrounding swimming pools; and removal from the property of perishable food items, dangerous substances or chemicals, animal litter, debris, trash, indoor items such as furniture, appliances, plumbing fixtures and bedding not kept in a building and snow from adjacent sidewalks

#### **MORTGAGEE**

The creditor, including, but not limited to, service companies, agents, lenders in a mortgage agreement, and any successor in interest and/or assignee of the mortgagee's rights, interests or obligations under the mortgage agreement.

## **OWNER**

Every person, entity, service company, property manager or real estate broker, who or which, alone or severally with others:

- A. Has legal title to any real property, including but not limited to a dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park; or
- B. Has care, charge or control of real property, including but not limited to any dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park, or any administrator, administratrix, executor, trustee or guardian of the estate of the holder of legal title; or
- C. Is a mortgagee of any such property who has initiated the foreclosure process as defined in this Ordinance; or
- D. Is an agent, trustee or other person appointed by the courts and vested with possession or control of any such property; or
- E. Is an officer or trustee of the association of unit owners of a condominium? Each such person is bound to comply with the provisions of these minimum standards as if he were the owner. However, "owner" shall not mean a condominium association created pursuant to MGL c. 183A to the extent that such association forecloses on or initiates the foreclosure process for unpaid assessments due or owing to the association; or
- F. Every person who operates a rooming house; or
- G. Is a trustee who holds, owns or controls mortgage loans for mortgage-backed securities transactions and has initiated the foreclosure process?

## **PROPERTY**

Any real property, or portion thereof, located in the Town, including municipally owned and commercial properties, and buildings or structures situated on the property; provided, however, that "property" shall not include property owned or under the control of the Commonwealth or the United States of America.

## **VACANT**

Any property not currently legally occupied and not properly maintained and secured, but not including any property unoccupied on a seasonal basis only and properly secured and maintained while so unoccupied.

### **§ 224-3. Registration and maintenance requirements for foreclosing properties.**

- A. Any mortgagee of foreclosing property shall, unless exempt from such actions by Massachusetts General Laws, within 15 days of the initiation of the foreclosure process, provide written notification to the Building Commissioner and the Fire Chief of the status of such property, including in such notice the names, addresses, telephone numbers and

email addresses of the mortgagee's employees or representatives responsible for conducting the foreclosure, including mortgagee entry to make repairs, and the owner or person in control of the property; the location of the property; whether the property is vacant, and if so the length of time of the vacancy, both past and estimated for the future, to the best of the owner's or mortgagee's knowledge or belief; and the nature of the contents of the building.

- B. Any mortgagee of foreclosing property shall maintain the property as required by and in accordance with the provisions of subsections (A) and (B) of section 224-4, unless exempt from such actions by Massachusetts General Laws.

**§ 224-4. Registration and maintenance requirements for vacant properties, including foreclosing and foreclosed properties.**

- A. When the Building Commissioner, upon receipt of a complaint or other information and after making inquiries, determines that a property is vacant as defined herein, the Commissioner shall proceed as follows.
1. If the property is foreclosing or has been foreclosed and the mortgagee has entered to make repairs or exercised any incidents of possession or ownership, including without limitation resort to mortgage provisions for preservation of the property, changing locks, or payment of utilities or taxes,, the Commissioner shall require compliance within the time provided in section 224-3 if necessary and with subsection (B) of this section 224-4 within thirty days unless exempt from such actions by Massachusetts General Laws.
  2. If the property is not foreclosing, or a mortgagee has not become the owner at foreclosure, the Building Commissioner shall then inform the owner of the requirements of subsection (B) of this section 224-4 and require that the owner submit a plan within thirty (30) days for bringing the property into compliance with subsection (B) within thirty (30) days of submission of the owner's plan, or such additional time as the owner may request and which the Commissioner determines to be reasonable.
  3. The Commissioner may waive the provisions of subsections (1) and (2) if the property is a nuisance or danger pursuant to G. L. c. 139 and procedures promulgated there under.
- B. Any owner or mortgagee of a vacant property having taken ownership or possession as provided in subsection A (1) of this section 224-4 shall also comply with the following within the time periods set forth in subsection A.

- (1) Register the property as a mortgagee irrespective of entry into ownership or possession as a mortgagee as provided under section 224-3(A).
- (2) As may be required by the Fire Chief for commercial property, file one set of space utilization floor plans for any buildings on said property with the Fire Chief and one set of said plans with the Building Commissioner and certify space utilization plans as accurate twice annually, in January and July.
- (3) Remove from the property, to the satisfaction of the Fire Chief, hazardous material as that term is defined in MGL c. 21K, as that statute may be amended from time to time.
- (4) Secure all windows and door openings and ensure that the building is secured from all unauthorized entry continuously in accordance with the United States Fire Administration, National Arson Initiative Board-up Procedures or provide twenty-four-hour on-site security personnel on the property.
- (5) Post "No Trespassing" signs on the property.
- (6) Ensure that structures are maintained in sound condition.
- (7) Maintain lawns and shrubs free from excessive overgrowth.
- (8) Drain all water from the plumbing and turn off all electricity between September 15 and June 15 of each calendar year to guard against burst pipes and fires.
- (9) Maintain the property in accordance with the Barnstable Zoning Ordinances the definition of "maintenance" in this Ordinance ,and any other provision of this Ordinance; and dispose of trash, debris and pools of stagnant water as provided in Chapter 54 of the Town of Barnstable General Ordinances concerning the maintenance of property.
- (10) Maintain all fences around swimming pools or install fences as required by Chapter 210 of the Barnstable General Ordinances and maintain existing fences or install fences around spas.
- (11) Provide the Fire Chief and Building Commissioner with the name, local address, telephone number and email address of a responsible person if different from the person named in the registration under section 224-3(A) who can be contacted in case of emergency and cause the name and contact number to be marked on the front of the property as may be required by the Fire Chief or Building Commissioner.
- (12) Maintain liability insurance on the property and furnish the Building Commissioner with a copy of said certificate of insurance.

A mortgagee of foreclosing property shall additionally, provide the following:

- (13) a cash or surety bond in the sum of not less than \$10,000, to secure the continued maintenance of the property throughout vacancy or

the foreclosure process until the property is sold or transferred and remunerate the Town for any expenses incurred in inspecting, securing, marking or making such building safe, a portion of which shall be retained by the Town as an administrative fee to fund an account for expenses incurred in inspecting, securing, and marking said building and other such buildings that are not in compliance with this Ordinance, and such bond or bonds for all other vacant or foreclosing properties it owns in the Town;

- (14) schedule inspections with the Building Commissioner and Health Director, who may at his or her discretion include the Fire Chief, within a reasonable time after notification under subsection A (1) in order to confirm that the land and interior of all structures comply with the provisions of this Ordinance and/or identify the provisions with which the property does not comply and establish a program to bring the property into full compliance; and
- (15) Notify the Building Commissioner in writing when the property is sold or transferred.

**§ 224-5. Signs and markings.**

When required pursuant to this Ordinance, signs or markings shall be applied on the front of the property, and elsewhere as the Fire Chief or Building Commissioner may require, and shall not be placed over doors, windows or other openings. All signs/markings shall be visible from the street and, when requested by the Fire Chief or Building Commissioner, shall be placed on the sides and rear of the property. Signs/Markings shall be a minimum of 24 inches by 24 inches, with lines of two-inch width, and shall have a reflective background, or be painted with reflective paint in contrasting colors. Signs/Markings shall be applied directly on the surface of the property and shall state the date of posting and the most recent date of inspection by the Fire Chief and Building Commissioner.

**§ 224-6 Properties with certificate of compliance: continuing duty to comply.**

Upon satisfactory compliance with the applicable provisions of sections **224-3** through and including **224-5**, the Building Commissioner shall issue a certificate of compliance. Said certificate shall be valid for the length of the vacancy or initiation of foreclosure, foreclosure, and vacancy following foreclosure; provided, however, the certificate shall be subject to continued compliance with the provisions of this Ordinance. No owner of a vacant property and no mortgagee required to maintain a foreclosing property as provided in this Ordinance shall allow said property to become or remain unsecured, or to contain an accumulation of rubbish, or to contain excessive overgrowth, or to have a stagnant pool of water, or otherwise fail to comply with this Ordinance.

**§ 224-7. Properties without certificate of compliance: notice and order to obtain certificate of compliance.**

If it appears that any vacant or foreclosing property is unregistered, unsecured, contains rubbish, contains excessive overgrowth of vegetation or a stagnant pool



or pools of water, the Building Commissioner, upon being informed of such vacant or foreclosing property without a certificate of compliance with this Ordinance, shall cause notice to issue to the owner as defined in this Ordinance of the status of the property, the requirements to register and secure the property, remove rubbish or overgrowth, abate stagnant pools of water and maintain the property in compliance with this Ordinance and order said person to obtain a certificate of compliance. If any person fails to comply with said order, the Building Commissioner and agents thereof may commence civil proceedings to obtain injunctive relief or court orders, including recovery of any unreimbursed expenses incurred by the Town to enter the property to inspect, secure and clean the property and, remove any pools of stagnant water, together with the costs of the Town's response as a municipal charges lien as provided in G. L. c. 40 § 58.

**§ 224-8. Expenses for court-ordered inspection, securing and cleaning of property.**

The Building Commissioner may demand reimbursement for the expenses incurred by the Town for actions taken to inspect and secure the property, clean the property, and remove any stagnant pools of water, rubbish, overgrowth of vegetation and snow under a court order obtained pursuant to section 224-6.

- A. The Building Commissioner shall provide the owner or mortgagee with a written statement of all associated costs.
- B. In the case of foreclosed or foreclosing properties only, if the owner as defined in this Ordinance fails to pay or reimburse the Town within 30 days of notice of expenses the Town may immediately seek to obtain the proceeds from the surety given pursuant to **§ 224-3(B)(13)**.
- C. In the case of vacant property not foreclosed or in foreclosure, if the owner fails to pay or reimburse the Town within 30 days of notice of expenses, the Building Commissioner shall provide the owner a second written statement of costs. If the owner fails to pay or reimburse the Town within 10 days of receipt of the second notice, the Building Commissioner may proceed as provided in subsection (D) of this section 224-7.
- D. If there is no surety, or the Town's expenses exceed the amount of the surety the Town may, as part of any court order sought pursuant to section 224-6 or by a separate civil action, seek to recover the balance due for reimbursement of its expenses incurred pursuant to this section and establish a lien on the property to be recorded in the Barnstable County Registry of Deeds or Land Registration District as applicable,

**§ 224-9. Notices.**

Notices required pursuant to this Ordinance shall be served in the following manner:

- A. Personally on any owner as defined in this Ordinance or on the contact person specified pursuant to § 224-3(A) and (B) as applicable; or
- B. Left at the last and usual place of abode of any owner, or contact person as specified pursuant to § 224-3(A) and (B) as applicable, if such place of abode is known and is within or without the commonwealth; or
- C. By certified or registered mail, return receipt requested, to any owner, or the contact person specified pursuant to § 224-3(A) and (B) as applicable.

**§ 224-10. Review of provisions.**

There shall be a review of Chapter 224 within one (1) year of its effective date for consideration of retaining, modifying, or repealing this Ordinance.

**VOTE: 11 Yes, 1 No (Norman)**

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| <p><b>2014-027 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION<br/>INTRO 10/03/2013, 10/17/2013</b></p> |
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Upon a motion that was duly made and seconded it was amended to put the word "Associate" before the word member for Katherine Lee Evans.

**RESOLVED**, that the Town Council appoint the following individuals to a multiple-member board/committee/commission.

**COUNCIL ON AGING**

Katherine Lee Evans, 2321 Meetinghouse, Way West Barnstable as an **associate** member to a term expiring 6/30/2015  
Herbert Bodenseik, 58 Loomis Lane, Centerville as an alternate member to a term expiring 6/30/2015

**SANDY NECK GOVERNING BOARD**

Thomas O'Neil, 58 Holway Drive, West Barnstable as a member to a term expiring 6/30/2015

**SHELLFISH COMMITTEE**

Kevin Flaherty, 739 Rt 149, Marstons Mills as a member to a term expiring 6/30/2014

**YOUTH COMMISSION**

Nicole Neville, 545 Scudder Ave Hyannis as a member to a term expiring 6/30/2016

**ZONING BOARD OF APPEALS**

George Zevitas, 77 Winding Cove Road, Cotuit as a regular member from an alternate member to a term expiring 6/30/2016  
Herbert Bodensiek, 58 Loomis Lane, Centerville as an alternate member to the Zoning Board of Appeals to a term expiring 6/30/2015

**VOTE: As amended passed-Unanimous**

**2014-028 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION  
INTRO 10/03/2013, 10/17/13**

Upon a motion that was duly made and seconded it was:

**RESOLVED**, that the Town ;Council re-appoint the following individuals to a multiple-member board/committee/commission.

**SHELLFISH COMMITTEE**

Robert Lancaster 21 Hannah Circle Cotuit as a member to a term expiring 6/30/16

**VOTE: Unanimous**

The Council President declared that the discussion of litigation strategy in open session may have a detrimental effect on the litigating position of the Town, the Town Council voted to enter into executive session under M.G.L. c. 30A, Section 21(a) (3) and to discuss litigation strategies relating to Marty v. Town of Barnstable.

Upon a motion duly made and seconded to move to Executive Session to discuss strategy with respect to litigation, and to reconvene in Open Session.

**VOTE: 12 Yes (9:50 PM)**

**2014-030 APPROPRIATION ORDER OF \$500,000 COMMUNITY PRESERVATION FUNDS FOR OPEN SPACE AND RECREATION AND AUTHORIZING ACQUISITION OF INTERESTS IN LAND OFF LONG BEACH ROAD IDENTIFIED AS MAP 185, PARCEL 29, LOT A IN CENTERVILLE  
INTRO: 10/17/13**

Upon a motion duly made and seconded it was referred to a public hearing on November 7, 2013:

**ORDERED:** That the Town Manager be authorized to acquire by gift, purchase or eminent domain on behalf of the Town interests in real property pursuant to the Community Preservation Act, G. L. c 44B, for open space, recreation, public access and bathing beach purposes in and over all or any portion of the real estate beginning on the South side of Long Beach Road to Nantucket Sound known in part as Cross Street bounded on the East by land having a street address of 249 Long Beach Road shown on Assessors Map 185 as Parcel 29 and as Lot A on plan of land recorded in the Barnstable County Registry of Deeds in Plan Book 139 Page 2 and bounded on the West by land having a street address of 259 Long Beach Road shown on Assessors Map 185 as Parcel 30 and as Lot C-2 on plan of land recorded in the Land Registration District of the Barnstable County Registry of Deeds as plan number 16409-B; that pursuant to said G. L. c. 44B the sum of \$500,000.00 be appropriated and transferred from the Community Preservation Fund for the purchase or taking of said interests for said purposes; and that the Town Manager is authorized to contract for and to expend the appropriation made available for this purpose, execute and record

any written instruments, grant restrictions if required and accept any gifts or grants in relation thereto.

**VOTE: Unanimous referred to a public hearing on November 7, 2013**

**2014-031 ALLOCATION OF TAX LEVY FY13 – TAX FACTOR INTRO:  
10/17/2013**

Upon a motion that was duly made and seconded it was referred to a public hearing on November 7, 2013:

:

**RESOLVED**, That the Town Council hereby votes to classify the Town of Barnstable under the Classification Act at a Factor of 1 (one) for the fiscal year 2014.

**VOTE: Unanimous referred to a public hearing on November 7, 2013**

**2014-032 ALLOCATION OF TAX LEVY FY14 – RESIDENTIAL  
EXEMPTION INTRO: 10/17/2013**

Upon a motion that was duly made and seconded it was referred to a public hearing on November 7, 2013:

**RESOLVED**, That the Town Council hereby votes to adopt a Residential Exemption percentage of 20% for fiscal year 2014.

**VOTE: Unanimous referred to a public hearing on November 7, 2013**

**2014-033 ALLOCATION OF TAX LEVY FY14 – SMALL COMMERCIAL  
EXEMPTION INTRO: 10/17/2013**

Upon a motion that was duly made and seconded it was referred to a public hearing on November 7, 2013:

**RESOLVED**, That the Town Council hereby votes to adopt a Small Commercial Exemption of 10% for fiscal year 2014.

**VOTE: Unanimous referred to a public hearing on November 7, 2013**

**2013-034 ORDINANCE AMENDMENT SETTING THE SCHEDULE OF  
FEES TO BE IN EFFECT IN THE TOWN OF BARNSTABLE  
INTRO: 10/17/13**

**ORDERED:** That Article II, Chapter §76-4 of the General Code of the Town of Barnstable is hereby amended by adding the omitted fees in the schedule.

### **SCHEDULE OF FEES**

**Article II, § 76-4. Licenses. [Amended 3-4-2010 by Order No. 2010-071; 1-5-2012 by Order No. 2012-034; 1-17-2013 by Order No. 2013-064]**

The following Schedule of fees shall be in effect in the Town of Barnstable:

## §76-4 Miscellaneous Licenses and Permits

| <u>MGL c/Section</u> | <u>Description</u>  | <u>Fee</u>     |
|----------------------|---|----------------|
| 138-12               | Club All Alcohol  | \$2,225.00     |
| 138-12               | Common Victualer, All Alcohol                             | \$3,050.00     |
| 138-12               | Common Victualer, Beer & Wine                             | \$1,950.00     |
| 138-12               | Innholder, All Alcohol                                    | \$3,550.00     |
| 138-12               | Farmer-Brewery Pouring                                    | \$3,050.00     |
| 138-14               | One-Day, All Alcohol                                      | \$ 90.00       |
| 138-14               | One-Day, Beer&Wine  | \$ 40.00       |
| 138-14               | One-Day, BeerOnly/WineOnly                                | \$ 35.00       |
| 138-15               | PackageStore, AllAlcohol                                  | \$3,025.00     |
| 138-15               | PackageStore, Beer&Wine                                   | \$1,950.00     |
| 101-33               | Temporary License to sell for charitable purposes         | \$ 10.00       |
| 138-30A              | Pharmacist to sell alcoholic beverages                    | \$2,000.00     |
| 140-2                | Inns and restaurants (Common Victuallers)                 | \$             |
| 100.00               |   |                |
| 140-21B              | Non alcoholic beverages                                   | \$ 100.00      |
| 140-32B              | Mobile home parks   | \$ 50.00       |
| 140-32B              | Motels  | \$ 50.00       |
| 140-34               | Lodging Houses 10 or more Lodgers                         | \$ 125.00      |
| 140-34               | Lodging Houses - less than 10 Lodgers                     | \$ 75.00       |
| 140-49               | Vehicle for sale of food                                  | \$ 250.00      |
| 140-56A              | Shooting gallery  | \$ 100.00      |
| 140-59               | Auto dealer   | \$ 150.00      |
| 140-177A             | Automatic amusement devices                               | \$ 100.00 ea   |
| 140-2                | Live Theatre  | \$ 100.00      |
| 140-54               | Junk Dealer   | \$ 50.00       |
| 100-2                | Auctioneer Annual (Town Manager)                          | \$ 15.00       |
| 100-2                | Auctioneer temporary (Town Manager)                       | \$ 10.00       |
| 148-13               | Storage of hazardous materials (Town Manager)             | \$ 100.00      |
| 140-177              | Pool Table  | \$ 75.00/table |
| 140-186              | Carousel  | \$ 75.00       |
| 140-56               | Private Parking Lot                                       | \$ 8.00/space  |
| 140-183A             | Daily live entertainment (includes Sundays)               | \$ 275.00      |
| 140-183A             | Daily non-live entertainment (includes Sundays)           | \$ 75.00       |
| 140-183A             | Karaoke   | \$ 100.00      |
| 140-183A             | One day entertainment for profit (including Sundays)      | \$ 50.00       |
| 140-183A             | One day entertainment for non-profits (including Sundays) | \$ 25.00       |
| 140-185I             | Fortune tellers   | \$ 250.00      |
| 140-192              | Rental boats (freshwater)                                 | \$ 100.00      |
| 40-22                | Taxicabs/Limos (Town Manager)                             | \$ 50.00       |
|                      | Septic system inspection fee (Health)                     | \$ 25.00       |
|                      | Board of Health request for variance                      | \$ 95.00       |
|                      | Application fee licenses and permits                      | \$ 100.00      |
|                      | Bad Check Fee   | \$ 25.00       |

Late Fee

\$ 100.00

**VOTE: Unanimous referred to a public hearing on November 7, 2013**

**TOWN MANAGER COMMUNICATIONS:**

- Recognition of Recreation volunteers
- Barnstable Village working group – streetscape plans
- Presentation at the State House recognized Barnstable as Healthy by Design

**Adjourned 10:15 PM**

Respectfully submitted,

Ann M. Quirk, CMC  
Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: November 7, 2013

Exhibits:

- A: Cape Light Compact
- B: Cobb Trust
- C: 2014 Tax Classification and Exemptions
- D: Solid Waste Disposal Comparison