



The Town of Barnstable

Office of Town Manager

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May 4, 2023

To: Barnstable Town Councilors

From: Mark S. Ells, Town Manager

RE: Town Manager update for April 28 through May 4, 2023

1. We are proceeding with the Budget Action Calendar for FY2024 as scheduled. The Capital Budget for FY2024 and Capital Plan for FY2024 to FY2028 have been submitted to the Town Council and public hearings will continue this evening. Mark Milne, Director of Finance, has provided a prerecorded summary of the FY2024 Capital Improvement Plan. <https://streaming85.townofbarnstable.us/vod/10498-Town-Manager-Communication/v1/vod.mp4> FY 2024 Operating budget hearings commence in June 2023. For information on our fiscal year budgets, please view the Town's Open Budget website at <http://budget.townofbarnstable.us>.
2. The [Great Streets Downtown Hyannis](#) project team invites you to attend the upcoming meeting to review final design concepts for the Downtown Hyannis transportation network. The presentation will take place on Wednesday, May 17, 2023 from 7:00-8:00pm in the James H. Crocker, Jr. Hearing Room, 2nd floor, of Barnstable Town Hall, 367 Main Street, Hyannis. Doors open at 6:30pm and the presentation will be followed by an Open House. More information on this effort can be found on the project website at www.tinyurl.com/HyannisGreatStreets. There is still an opportunity to submit comments on the proposed intersection designs and cross sections through the online comment tool. The meeting will be recorded, live broadcast, and available on the project website for later viewing.
3. Our Legal Department continues to participate in the discussion to prohibit discharge of radioactive wastewater into Cape Cod Bay during the decommissioning process of the Plymouth Nuclear Power Plant. Under separate email we provided Town Council with a letter sent by the law firm representing the Association to Preserve Cape Cod to the Secretary of Energy and Environmental Affairs and the Office of Coastal Zone Management in which it urges the state to rely on the Ocean Sanctuaries Act to prohibit Holtec International from discharging radioactive wastewater into Cape Cod Bay as part of the decommissioning process of the Pilgrim Nuclear Plant in Plymouth. I have reached out to the Barnstable County Commissioners, Cape Cod Commission and other Cape Town Administrators regarding their participation in support of

preventing such a discharge. We will keep the community advised on this matter as it progresses.

4. On April 21, 2023 the Town received an email from John Cox, President of Cape Cod Community College (CCCC), notifying the Town of the recent Division of Capital Asset Management and Maintenance (DCAMM) notice for the Public Hearing that occurred last night to provide the public an opportunity to comment on the land transfer on 4C's campus from the Massachusetts Department of Transportation (MassDOT) to DCAMM. CCCC has been working closely with DCAMM to finalize the process of reallocating control over 21 acres of land adjacent to parking Lots 3 and 4 from MassDOT. The Premises are currently undeveloped, landlocked and contain walking trails. Cape Cod Community College intends to use the land as is and to conduct a planning exercise to inform CCCC regarding the feasibility of other uses or subsequent disposition. Any disposition would require legislative authorization. M.G.L. c.7C Section 37 requires that notice be provided to governmental bodies in the affected area at least 120 days prior to any purchase, sale, rental, lease, transfer, or change in use of one or more acres of real property owned by the Commonwealth on behalf of state agencies. This notice is intended to satisfy the requirement of the statute. The letter dated April 19, 2023 from DCAMM requests the Town's agreement to a reduction of the 120-day notification period to 30 days from the date of the notice and the Town's approval. This is permitted under M.G.L. c.7C, Sec. 37 and, if approved by the Town, will allow DCAMM to proceed with the acquisition without delay. We have taken this request under advisement including any comments submitted at the May 3, 2023 public hearing by DCAMM to determine future action but at this time do not anticipate granting a reduction of the 120-day notification period which commenced on April 19, 2023.
5. As stated in previous Town Manager Communications, we continue to meet with State Officials on the proposed regulatory changes to Title 5 and Watershed Permit regulations. Our most recent meeting was held on March 22, 2023 to discuss specific questions MassDEP (Department of Environmental Protection) had relative to our comment letters. The next discussion with State officials is scheduled for May 10, 2023 and additionally for some time on or after May 16, 2023. We will keep you advised of our progress on this matter.
6. Elizabeth Jenkins, Director of Planning and Development, will provide an update on our Local Comprehensive Plan.