

TOWN CLERK  
549 Main Street  
Chatham, Massachusetts  
02633



Julie S. Smith, CMC

**TO WHOM IT MAY CONCERN:**

I, Julie S. Smith, duly appointed Clerk of the Town of Chatham, hereby certify that the May 13, 2002 Annual Town Meeting adopted Article 17 as follows:

**Article 17 - Community Preservation Act - Bylaw**

To see if the Town will vote to add a new Section 7007 to Chapter 7 - Appointed Committees of the Town's General Bylaw to establish a Community Preservation Committee pursuant to MGL, Chapter 44B, contingent on the passage of the Community Preservation Act at the May 16, 2002 Annual Election, said addition to read as follows:

**Section 7007 - Community Preservation Committee**

(a) - With the acceptance of the Community Preservation Act Sections 3 to 7, inclusive, there shall be a Community Preservation Committee consisting of nine (9) citizens of the Town. The Community Preservation Committee shall include the following: one member of the Conservation Commission, one member of the Planning Board, one member of the Historical Commission, one member of the Chatham Housing Authority, one member of the Park & Recreation Commission, one member of the Land Bank Open Space Committee, and one member of the Affordable Housing Committee. These boards, commissions, committees, and the Housing Authority shall recommend members to the Board of Selectmen for appointment to the Committee. The remaining two (2) members shall be At Large citizens appointed by the Board of Selectmen. These appointments shall be for a term of three (3) years, staggered such that the members of the Chatham Housing Authority, Park & Recreation Commission, and one (1) At Large member shall serve an initial one (1) year appointment. The Planning Board, Historical Commission and one (1) At Large member shall serve an initial two (2) year appointment. All remaining members shall have initial three (3) year appointments. All subsequent appointments shall be for three (3) years.

Should any of the Commissions, Boards, or Committees who are represented under this section of the Bylaw be no longer in existence for whatever reason or for whatever reason fail to appoint an individual to the Committee, the appointing authority for the Commission, Board, or Committee shall become the responsibility of the Board of Selectmen.

(b) - The Community Preservation Committee shall study the needs, possibilities, and resources of the Town regarding community preservation. The Committee shall consult with existing municipal boards, including the Conservation Commission, the Historical Commission, the Planning Board, the Park & Recreation Commission and the Housing Authority, or persons acting in those capacities

or performing those duties, in conducting such studies. As part of its study, the Committee shall hold at least one public hearing on the needs, possibilities and resources of the Town regarding community preservation possibilities and resources. Notice of such public hearings shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the Town. Such notice shall be sent to the following: Board of Selectmen, Planning Board, Conservation Commission, Housing Authority, Historical Commission, and Park & Recreation Commission.

(c) - The Community Preservation Committee shall make recommendations to Town Meeting as the Town's legislative body, for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the Committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

(d) - The Community Preservation Committee may include in its recommendations to Town Meeting, a recommendation to set aside for later spending, funds for specific purposes that are consistent with community preservation, but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

(e) - The Community Preservation Committee shall not meet or conduct business without the presence of a quorum. A majority of the members of the Committee shall constitute a quorum. The Committee shall approve its actions by majority vote. Recommendations to Town Meeting shall include their anticipated costs.

(f) - Town Meeting, as the Town's legislative body, shall then take such action on the recommendations and expenditures from the Community Preservation Fund as set forth in accordance with Massachusetts General Law Chapter 44B Section 6.

Or take any other action in relation thereto.

(Board of Selectmen)

**MOTION:** Andrew G. Buckley, Selectman, moved that the Town vote to amend Section 7007 to Chapter 7 - Appointed Committees to the Town's General Bylaw as printed in the Warrant contingent on the passage of the Community Preservation Act at the May 16, 2002 Annual Town Election except that Paragraph 2 of Section 7007(a) should read as follows:

**Should any of the Commissions, Boards, or Committees who are represented under this section of the Bylaw be no longer in existence for whatever reason or for whatever reason fail to appoint recommend an individual to the Committee, the appointing authority for the Commission, Board, or Committee shall become the responsibility of the Board of Selectmen will appoint a person of**

their choosing.

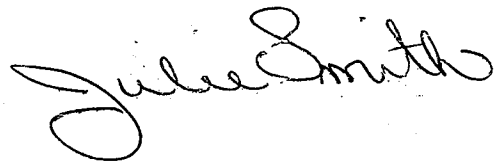
**Board of Selectmen Recommendation: Approve 4-0-0**

**Finance Committee Recommendation: Approve 8-0-0**

*Explanation as printed in the Warrant: At the January 14, 2002 Special Town Meeting, it was voted to accept the provisions of the Community Preservation Act subject to approval by the Town at the next annual election. The question to accept the Community Preservation Act will be presented to the Town on the May 16, 2002 Annual Town Election ballot. If the Act passes, it requires the establishment of a Community Preservation Committee which will perform the functions denoted in this proposed Bylaw. The Bylaw is being proposed now so that, should the Act be approved at the ballot, the Committee would be able to start their work immediately rather than having to wait until a subsequent Town Meeting.*

**VOTE:** (after motion and successful vote "to move the question")

**Voice:** so voted by a very large majority.

A handwritten signature in cursive script, reading "Julie Smith". The signature is written in dark ink and is located on the right side of the page, below the "VOTE:" section.