

Town of Gosnold Community Preservation Committee Bylaw

CHAPTER 1: Establishment

There is hereby established a Community Preservation Committee, consisting of (5) voting members pursuant to MGL Chapter 44b. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

- a. One Member of the Planning Board as designated by the Board for a term of one year.
- b. One member of the Conservation Commission as designated by the Commission for a term of three years.
- c. A member of the Historical Society as designated by the Society for a term of two years.
- d. One member of the Harbor Management Committee as designated by the Committee for a term of two years.
- e. One member of the Land Initiative Committee as designated by the Committee for a term of three years.

Any vacancy on the Community Preservation Committee shall be filled by the commission, authority or board that designated the member who creates the vacancy by the designating another member in accordance with the above for the unexpired term.

Should any of the Commission, Boards, Councils or Committees who have appointment authority under this Chapter be no longer in existence for what ever reason, the appointment authority for that Commission, Board, Council, or Committee shall become the responsibility of the Board of Selectmen.

CHAPTER 2: Duties

1. 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 Board of Selectmen, the conservation commission, the historical society, the planning board, the harbor committee and the land initiative committee, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one or more public informational hearings on the needs, possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town. The committee may, after proper appropriation, incur expenses as permitted by state law using funds from the community preservation fund to pay such expenses.

2. The community preservation committee shall make recommendations to Town Meeting for the acquisition, creation and preservation of open space; for acquisition, preservation, rehabilitation and restoration of historic resources; for the acquisition, creation and preservation of land for recreational use; for the acquisition, creation, preservation and support of community housing; and for the rehabilitation or restoration of open space, land for recreational use and community housing that is acquired or

created with Community Preservation Funds. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

3. The community preservation committee may include in its recommendation to the 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 the specific purpose or recommend action to set aside for alter spending funds for general purposes that are consistent with community preservation

CHAPTER 3: Requirement for a quorum and cost estimates

The community preservation committee shall not meet or conduct business without the presence of a quorum and shall keep a written record of its proceedings. A majority of the members of the community preservation committee shall constitute a quorum. The community preservation committee shall approve its actions by majority vote of the quorum. Recommendations to the Town Meeting shall include their anticipated costs.

CHAPTER 4: Amendments

The Community Preservation Committee shall, for time to time, review the administration of this By-law, making recommendations, as needed for changes in the By-law and in administrative practice to improve the operations of the Community Preservation Committee. This By-law may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not be in conflict with Chapter 44B of the Massachusetts General Law.

CHAPTER 5: Severability

In case any section, paragraph or part of this chapter be for any reason declared invalid or unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

CHAPTER 6: Effective Date

Following Town Meeting Approval of the By-law, this Chapter shall take effect immediately upon approval by the Attorney General of the Commonwealth. Each appointing authority shall have thirty days after approval by the Attorney General to make their initial appointments.