

Office of  
*Town Clerk*  
*Town Of Longmeadow*  
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Town of Longmeadow  
November 28, 2006  
Special Town Meeting

**ARTICLE 14.**

The amendment passed by

YES: 118

NO: 62

To add to the end of this article the following:

- (4). The Community Preservation Committee shall establish a deadline for applications for exemptions to coincide with the application deadline for personal exemptions.

The Town voted by majority to amend the General By-Laws of the Town pursuant to the Town's acceptance of the Community Preservation Act and as specifically authorized by General Laws, Chapter 44B, Section 5, by inserting a new Section 2-808 to the General By-Laws of the Town, as follows:

(a) Establishment

There is hereby established a Community Preservation Committee, consisting of nine (9) 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:

One member of the Conservation Commission as designated by the Commission for a term of three years;

One member of the Historical Commission as designated by the Commission for a term of three years;

One member of the Planning Board as designated by the Board for a term of three years;

One member of the Parks and Recreation Commission as designated by the Commission for an

initial term of one year and thereafter for a term of three years;

One member of the Housing Authority as designated by the Authority for an initial term of two years and thereafter for a term of three years;

Four members to be appointed by the Select Board, two members to be appointed for a term of one year and thereafter for a term of three years, and two

members to be appointed for a term of two years and thereafter for a term of three years, with the recommendation that one of these four members be from the Finance Committee.

Should any of the Commissions, Boards, Authorities or Committees who have appointment authority under this Section be no longer in existence for what ever reason, the appointment authority for that Commission, Board, Authority, or Committee shall become the responsibility of the Select Board.

**(b) 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 conservation commission, the historical commission, the planning board, the parks and recreation commission and

the housing authority, 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 of the town regarding community preservation 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.

(2). The community preservation committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space, for the acquisition, preservation, rehabilitation and restoration 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 community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites. Recommendations to the Town Meeting shall include their anticipated costs.

(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 that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

**(c) Requirement for a Quorum and Cost Estimates**

The community preservation committee shall not meet or conduct business without the presence of a quorum. 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.

(d) Approval by Legislative Body

After receiving such recommendations from the community preservation committee, the Town Meeting shall then take such actions and approve such appropriations from the Community Preservation Fund as set forth in section 8, chapter 44B of the Massachusetts General Laws, and such additional appropriations as it deems appropriate to carry out the recommendations of the community preservation committee.

(e) Amendments

This Section may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not cause a conflict to occur with MGL, Chapter 44B.

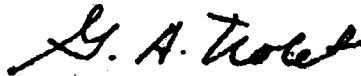
(f) Severability

In case any section, paragraph or part of this Section 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.

(g) Effective Date

Following Town Meeting approval, this Section shall take effect immediately upon approval by the Attorney General of the Commonwealth. Each appointing authority shall have ten days after approval by the Attorney General to make their initial appointments as described in subsection (a). Should any appointing authority fail to make their appointment within that allotted time, the Select Board shall make the appointment from the membership of the appropriate appointing body.

- (4). The Community Preservation Committee shall establish a deadline for applications for exemptions to coincide with the application deadline for personal exemptions.



A true copy. Attest: \_\_\_\_\_

Gerard Nolet, Interim Town Clerk