

TOWN OF MILLIS

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MOTION AND VOTE

ANNUAL TOWN MEETING
MILLIS, MASSACHUSETTS
MONDAY, MAY 14, 2007

ARTICLE 45

To see if the Town will vote to amend the Town of Millis General Bylaws, by adding a new section 29, Community Preservation Committee under Article V., Town Officers, as follows:

" 29. Millis Community Preservation Committee

A: Establishment

There is hereby established a permanent committee of the Town of Millis to be known as the Community Preservation Committee, consisting of nine (9) voting members, pursuant to G.L. c. 44B, §5. The composition of the committee, the appointing authority and the term of office for the committee members shall be as follows

- (1) One member of the Conservation Commission as designated by the Commission;
- (2) One member of the Historical Commission as designated by the Commission;
- (3) One member of the Planning Board as designated by the Board;
- (4) One member of the Housing Authority as designated by the Authority;
- (5) One member of the Board of Selectmen acting as the Board of Park Commissioners, as designated by the Board of Selectmen;
- (6) One member of the Recreation Committee as designated by the committee;
- (7) Three at large members, residents of Millis, appointed by the Board of Selectmen;

The Finance Committee may appoint a liaison to participate, but not vote, in Community Preservation Committee discussions regarding matters within the jurisdiction of the Community Preservation Committee.

Each at large member of the Committee shall serve for a term of three years; provided, however, that one at large member shall be appointed for an initial term of one year; one at large member shall be appointed for an initial term of two years; and one at large member shall be appointed for an initial term of three years. Each other member of the Committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier. Vacancies shall be filled in the manner of the initial appointment for the remainder of the unexpired term. Should any of the officers and commissions, boards, or committees who have appointing authority under this bylaw be no longer in existence for whatever reason, the Board of Selectmen shall appoint a suitable person to serve in their place.

Any member of the Committee may be removed for cause by their respective appointing authority after hearing.

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 department of

public works, 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 annual public informational hearing, or more at its discretion, 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, restoration and rehabilitation 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 such open space, 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 also include the committee's 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.

(4) In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use); not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 10% of the annual revenues in the Community Preservation Fund for community housing.

C: Exemptions

Applications for exemption from the Community Preservation Act surcharge must be filed with the Board of Assessors no later than thirty (30) days after the issuance of the actual real estate tax bill.

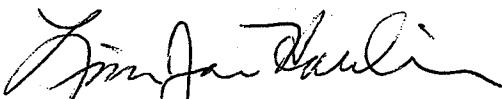
D. Effective Date

This bylaw shall take effect upon approval by the Attorney General of the Commonwealth, and after all requirements of G.L. c.40, §32 have been met. Each appointing authority shall have thirty days after approval by the Attorney General to make their initial appointments.”,

or act in any manner relating thereto.

PASSED BY MAJORITY VOTE that the town amend the Town of Millis General Bylaws, by adding a new section 29, Community Preservation Committee under Article V., Town Officers, as detailed in Article #45.

A True Copy Attest:



Lisa Jane Hardin
Millis Town Clerk