

## Town of Nantucket

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### OFFICE OF THE TOWN & COUNTY CLERK

16 Broad Street  
NANTUCKET, MASSACHUSETTS 02554-3590

Catherine Flanagan Stover, MMC, CMMC  
Town & County Clerk

(508) 228-7217

FAX (508) 325-5313

Home: (508) 228-7841

Email: townclerk@nantucket-ma.gov

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April 19 2001

#### TO WHOM IT MAY CONCERN:

I, Catherine Flanagan Stover, duly elected Clerk of the Town of Nantucket, hereby certify that the April 9, 2001 ANNUAL TOWN MEETING adopted **Article 47: "Bylaw Amendment: Community Preservation Committee"** at the April 10, 2001 adjourned session when A...the adoption of all articles not heretofore acted upon as recommended by the Finance Committee, or as recommended by the Planning Board@ was duly motioned and seconded.

**VOTE: The vote on the motion pursuant to Article 47 as recommended by the Finance Committee, was by Unanimous Voice Vote. The motion was adopted.**

Catherine Flanagan Stover  
Town Clerk

## ARTICLE 47

(Bylaw Amendment: Community Preservation Committee)

To see if the Town will vote to amend Chapter 11 (Committees) of the Code of the Town of Nantucket, as follows:

Add a new Article VI to establish a Community Preservation Committee as follows:

### Article VI

#### Community Preservation Committee

§ 11-21. Establishment; appointment; membership; terms.

The Community Preservation Committee is established in accordance with Massachusetts General Law chapter 44B, §§3-7. The Committee shall consist of seven (7) members appointed by the Board of Selectmen. The members must include a designee from each of the following boards, commissions or authorities: the Conservation Commission; the Historic District Commission; the Planning Board; the Park and Recreation Commission; the Nantucket Housing Authority; the Board of Selectmen. There shall also be one (1) member-at-large from the community. Initial appointments shall be three (3) members for three-year terms; two (2) members for two-year terms; and two (2) members for one-year terms. Whenever needed, members shall be appointed by the Board of Selectmen to fill unexpired terms.

§ 11-22. Role.

The Community Preservation Committee is responsible for evaluating the community preservation needs of the town and making recommendations to the Annual Town Meeting for funding community preservation acquisitions and initiatives. The Committee may propose appropriations or reservations from fund financing sources for specific projects or categories of projects.

§ 11-23. Annual needs study.

The Committee must study the community preservation needs, possibilities and resources of the town consulting with various agencies, particularly those represented on the Committee. The Committee must hold at least one public informational hearing as part of the initial study and annual review process. Notice of the annual hearing must be posted at least two weeks before the hearing date and advertised in a local newspaper of general circulation for each of the two weeks before the hearing date. (Board of Selectmen)

**FINANCE COMMITTEE MOTION: Moved that Chapter 11 (Committees) of the Code of the Town of Nantucket is hereby amended as follows:**

**Add a new Article VI to establish a Community Preservation Committee as follows:**

**Community Preservation Committee****§ 11-21. Establishment; membership; appointment; term.**

The Community Preservation Committee is established in accordance with Massachusetts General Law Chapter 44B, sections 3-7. The Committee shall consist of nine (9) members. The members shall include an appointed designee from each of the following boards, commissions or authorities: the Conservation Commission; the Historic District Commission; the Land Bank; the Planning Board; the Park and Recreation Commission; the Nantucket Housing Authority; the Board of Selectmen. The respective board, commission or authority shall appoint each designee and whenever necessary, fill un-expired terms. These members shall serve their initial appointments respective of the sequence they are listed above, as follows: three (3) members for three-year terms; two (2) members for two-year terms; and two (2) members for one-year terms; thereafter all appointments shall be for three-year terms. There shall also be two (2) members-at-large from the community. The Board of Selectmen shall appoint these members for one-year terms; thereafter these members shall be determined each third year through normal Town election and balloting procedures. Whenever necessary, these members-at-large shall be appointed by the Board of Selectmen to fill an un-expired term.

**§ 11-22. Role.**

The Community Preservation Committee shall study the needs, possibilities and resources of the Town regarding community preservation. The Committee shall consult with various agencies, organizations and/or individuals, and particularly those represented on the Committee, in conducting such studies. The Committee shall make recommendations to Town Meeting 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, whenever possible, the reuse of existing buildings or construction of new building on previously developed sites.

The Committee shall make recommendations to Town Meeting for funding community preservation acquisitions, initiatives and administration. The Committee may propose appropriations or reservations from fund financing sources for specific projects or categories of projects, or for other purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund.

**§ 11-23. Annual Public Information Hearing.**

As part of its study, the Committee shall hold at least one public information hearing on the needs, possibilities and resources of the Town regarding community preservation possibilities and resources of the Town. Notice of the annual hearing must be posted at least two weeks before the hearing date and advertised in a local newspaper of general circulation for each of the two weeks before the hearing date.